

Attendance Sheets

District	Last Name	Present	Absent	Present/Late
District 14 - Town of Wappinger	Amparo	✓		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	✓		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	✓		
District 3 - Town of LaGrange	Borchert	✓		
District 1 - Town of Poughkeepsie	Doxsey	✓		
District 6 - Town of Poughkeepsie	Flesland	✓		
District 18 - City of Beacon	Forman	✓		
District 21 - Town of East Fishkill	Horton	✓		
District 22 - Town of Beekman	Hutchings	✓		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato	✓		
District 10 - City of Poughkeepsie	Jeter-Jackson	✓		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey	✓		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	✓		
District 17 - Town and Village of Fishkill	Miccio	✓		
District 7 - Town of Hyde Park	Perkins	✓		
District 8 - City and Town of Poughkeepsie	Rolison	✓		
District 5 - Town of Poughkeepsie	Roman	✓		
District 4 - Town of Hyde Park	Serino	✓		
District 24 - Towns of Dover and Union Vale	Surman	✓		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	✓		
District 20 - Town of Red Hook	Traudt	✓		
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓		
District 12 - Town of East Fishkill	Weiss	✓		
District 9 - City of Poughkeepsie	White	✓		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		✓	
Present: 24	Total:	24	1	
Absent: 1				
Vacant: 0				

Date: 12/5/13

Regular Meeting
of the
Dutchess County Legislature

Thursday, December 5, 2013

The Chairman of Legislature called the meeting to order at 7:00 p.m.

Roll Call by the Clerk of the Legislature

PRESENT: 24 Amparo, Blalock, Bolner, Borchert, Doxsey, Flesland,
Forman, Horton, Hutchings, Incoronato, Jeter-Jackson,
Kelsey, MacAvery, Miccio, Perkins, Rolison, Roman, Serino,
Surman, Thomes, Traudt, Tyner, Weiss, White

ABSENT: 1 Wilkinson

PRESENT, LATE:

Quorum Present.

Pledge of Allegiance to the Flag; invocation given by Reverend John Antony of Our Lady of Mount Carmel Parish, Poughkeepsie, followed by a moment of silent meditation.

Chairman Rolison entertained a motion to approve the November 2013 minutes.

The November 2013 minutes were adopted.

The Chairman entertained a motion from the floor, duly seconded, to suspend the rules to allow the public to address the Legislature with respect to agenda items.

Keri Peterson, 12 Buroak Road, Hopewell Junction, spoke in opposition to repealing the exemption on the energy tax.

Joann Mizerick, 13 Peckham Road, Poughkeepsie, spoke in support of restoring the position of Senior Accountant at the Health Department.

Milo Tsukroff, 22 West Road, Pleasant Valley, spoke in support of clearly marked Loop bus stops to make them more visible in order to increase ridership.

Joan McDermott, Health Department employee, spoke in opposition to the proposed elimination of Senior Accountant position from the 2014 budget.

April Farley, Beacon, spoke in opposition to the jail expansion and urged other alternatives and community services for low offenders.

Edwin Pell, Town of Clinton, urged that language be added to Resolution No. 2013357 that put transmission lines underground.

Dick Sewell, former Assistant Commissioner of Administration of the Health Department, spoke in support of restoring the position of Senior Accountant.

Elisa Sumner, 214 Holsapple Road, Dover Plains, spoke in opposition to the energy tax and the budget process.

Micki Strawinski, 21 Cedar Drive, Red Hook, spoke in opposition to repealing the exemption on the energy tax.

Frank Clark, 50 Rinaldi Boulevard, Poughkeepsie, spoke in opposition of the county expanding into the City bus system.

Constantine Kazolias, 47 Noxon Street, Poughkeepsie, spoke in opposition to the county taking over the City bus system.

David White, 29 North Hamilton Street, Poughkeepsie, spoke in support of increasing funding for the Webster House homeless shelter.

Carol Madrid, 40 Manitou Avenue, spoke in support of increasing funding for the Webster House homeless shelter.

Michael Delean, 20 North Hamilton Street, spoke in support of increasing funding for the Webster House homeless shelter.

John Fahkorey spoke in support of increasing funding for the Webster House homeless shelter.

Roma Bevin, Town of Clinton resident, spoke in opposition to the proposed above-ground transmission lines.

Gregory Bentley, Department of Public Works employee, spoke in opposition to the proposed elimination of Director of Engineering position from the 2014 budget.

Assemblyman Kieran Lalor stated his support in researching the idea of ceasing sponsorship of Dutchess Community College in order to close the budget gap.

Dr. D. David Conklin, President of Dutchess Community College, stated that Dutchess Community College improved the lives of county residents. He added that residents paid less at DCC than in surrounding counties.

No one else wishing to be heard, the Chairman entertained a motion from the floor, duly seconded, to resume the regular order of business.

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Assemb
maer

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I am here to speak for Joan McDermott's character and work ethic.

She and I have worked together for many years. Joan was my supervisor until the Director of Budget and Finance position was added to the Health Department Budget a few years ago.

She has been and still is the person that staff goes to for help with fiscal matters.

Her vast knowledge of all things fiscal, puts her in a class above the rest.

Her work ethic and professionalism stands with her tonight.

I can attest to her deep knowledge of every program within the Health Department; Health Grants, Logos, Revenue Flow, Budget, Clinic Fiscal Operations and Environmental Health Programs.

She is the go to person for all the other staff as well for fiscal related matters.

Joan is a very caring employee with a heart of gold. If you are in need of help, she will be there for work or personal matters.

She is a dedicated employee and the Department will be impacted negatively with respect to work-flow and accuracy, if she is no longer with us.

RESOLUTION NO. 2013340


RE: ADOPTION OF THE TENTATIVE 2014-2018 CAPITAL IMPROVEMENT PROGRAM FOR DUTCHESS COUNTY SUBJECT TO THE AMENDMENTS HEREIN CONTAINED

Legislators HUTCHINGS and ROLISON offer the following and move its adoption:

WHEREAS, the Tentative 2014-2018 Capital Improvement Program for Dutchess County has been submitted by the County Executive and was referred to the Public Works and Capital Projects Committee for its review, and

WHEREAS, the committee, meeting on November 14, 2013, has studied and reviewed said Tentative 2014-2018 Capital Improvement Program, now, therefore, be it

RESOLVED, that the 2014-2018 Capital Improvement Program as submitted is hereby adopted as the Capital Improvement Program for the County of Dutchess for the years 2014-2018.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 12/10/2013

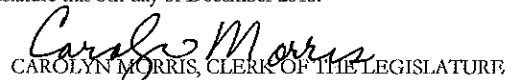
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	absent	
District 3 - Town of LaGrange	Borchert*	absent	
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman	absent	
District 7 - Town of Hyde Park	Perkins		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman (VC)		

Present: 9
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion:

Total : 9 0
 Yes No
 Abstentions: 0

2013340 ADOPTION OF THE TENTATIVE 2014-2018 CAPITAL IMPROVEMENT PROGRAM FOR DUTCHESS COUNTY SUBJECT TO THE AMENDMENTS HEREIN CONTAINED

Date: November 14, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓	
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato	✓	
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey	✓	

Present: 24
 Absent: 1
 Vacant: 0

Resolution:
 Motion:

Total: 3 21
 Yes No
 Abstentions: 0

J1/M Kelsey

defeated

*pg. 13 Remove Terminal Bldg.
 Rehabilitation \$4,000,000*

2013340
 12.5.13

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		4
District 5 - Town of Poughkeepsie	Roman		5
District 7 - Town of Hyde Park	Perkins	4	
District 9 - City of Poughkeepsie	White		6
District 11 - Towns of Rhinebeck and Clinton	Tyner	5	
District 12 - Town of East Fishkill	Weiss		7
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		8
District 14 - Town of Wappinger	Amparo	6	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		9
District 17 - Town and Village of Fishkill	Miccio		10
District 18 - City of Beacon	Forman		11
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	7	
District 20 - Town of Red Hook	Traudt		12
District 21 - Town of East Fishkill	Horton		13
District 22 - Town of Beekman	Hutchings		14
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		15
District 24 - Towns of Dover and Union Vale	Surman		16
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		17

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 7 17
 Yes No
 Abstentions: 0

JT / FA

Remove
 any mention of Jail
 Capacity Expansion on pages
 pg. 39
 40 & 17

Defeated

2013 340
 12

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	1	
District 3 - Town of LaGrange	Borchert	2	
District 6 - Town of Poughkeepsie	Flesland	3	
District 10 - City of Poughkeepsie	Jeter-Jackson	4	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		1
District 1 - Town of Poughkeepsie	Doxsey	5	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino	6	
District 5 - Town of Poughkeepsie	Roman	7	
District 7 - Town of Hyde Park	Perkins		2
District 9 - City of Poughkeepsie	White	8	
District 11 - Towns of Rhinebeck and Clinton	Tyner		3
District 12 - Town of East Fishkill	Weiss	9	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	10	
District 14 - Town of Wappinger	Amparo		4
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		5
District 17 - Town and Village of Fishkill	Miccio	11	
District 18 - City of Beacon	Forman	12	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		6
District 20 - Town of Red Hook	Traudt	13	
District 21 - Town of East Fishkill	Horton	14	
District 22 - Town of Beekman	Hutchings	15	
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	16	
District 24 - Towns of Dover and Union Vale	Surman	17	
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		7

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion:

Total : 17

Yes

Abstentions: 0

7

No

2013340 ADOPTION OF THE TENTATIVE 2014-2018 CAPITAL IMPROVEMENT PROGRAM FOR DUTCHESS COUNTY SUBJECT TO THE AMENDMENTS HEREIN CONTAINED

Date: December 5, 2013

Discussion on Resolution No. 2013340 resulted as follows:

Legislator Incoronato made a motion, duly seconded by Legislator Kelsey, to amend the 2014 Capital Improvement Program, duly seconded, to delete Terminal Building Rehabilitation for \$4,000,000 from page 13.

The foregoing amendment was defeated by voice vote with Legislators Tyner, Incoronato, and Kelsey being the only no votes.

Legislator Tyner made a motion, duly seconded by Legislator Amparo, to strike verbiage from pages 17, 39, and 40, regarding Jail capacity, expansion design, and construction from this document.

Roll call on the foregoing amendment resulted as follows:

Yes: 7 Jeter-Jackson, Macavery, Perkins, Doxsey, Tyner, Amparo,
Blalock

No: 17

Absent: 1 – Wilkinson

Amendment defeated

Roll call on the foregoing resolution resulted as follows:

Yes: 17

No: 7 MacAvery, Perkins, Tyner, Amparo, Blalock, Kelsey,
Incoronato

Absent: 1 – Wilkinson

Resolution adopted.

RESOLUTION NO. 2013341

RE: LEGISLATURE OF THE COUNTY OF DUTCHESS, REPEALING AN
EXEMPTION OF RESIDENTIAL ENERGY SOURCES AND SERVICES
FROM SALES AND COMPENSATING USE TAXES, PURSUANT TO
THE AUTHORITY OF ARTICLE 29 OF THE TAX LAW OF THE STATE
OF NEW YORK

Legislators MICCIO and BORCHERT offer the following and move its adoption:

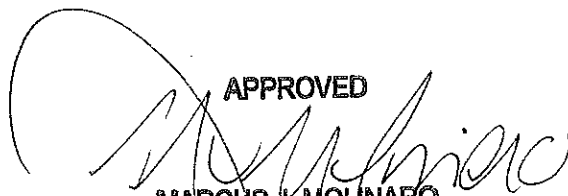
Be it enacted by the Legislature of the County of Dutchess, as follows:

SECTION 1. Subdivision (h) of section six of Resolution No. 598, of 1975, as amended, is hereby REPEALED.

SECTION 2. This resolution shall take effect March 1, 2014 and shall apply in accordance with applicable transitional provisions of the New York Tax Law and shall expire on February 28, 2017.

SECTION 3. A special meeting of the Dutchess County Legislature will be called to repeal this action upon the passage of mandate relief from the New York State Legislature and Governor that removes the need for this exemption to be repealed.

CA-198-13
JMF/CEN/ca/G-1591
10/11/13

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 12/16/13

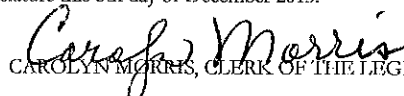
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*	2	
District 6 - Town of Poughkeepsie	Flesland*	3	
District 10 - City of Poughkeepsie	Jeter-Jackson*	4	.
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	5	.
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	6	
District 7 - Town of Hyde Park	Perkins	7	,
District 11 - Towns of Rhinebeck and Clinton	Tyner	8	.
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	9	
District 17 - Town and Village of Fishkill	Miccio (C)	10	
District 22 - Town of Beekman	Hutchings (VC)	11	
District 24 - Towns of Dover and Union Vale	Surman	12	

Present: 12
 Absent: 0
 Vacant: 0

Resolution:
 Motion: ✓

Total : 12 0
 Yes No
 Abstentions: 0

AF/DB

Section 3 A Special Meeting of the
 Dutchess County Legislature will be
 called to repeal this action upon the
 passage of mandate relief from the NYS
 Legislature and Governor that removes the
 need for this exemption to be
 repealed.

2013341
 11.21.13

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		1
District 3 - Town of LaGrange	Borchert*		2
District 6 - Town of Poughkeepsie	Flesland*		3
District 10 - City of Poughkeepsie	Jeter-Jackson*	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	2	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		4
District 7 - Town of Hyde Park	Perkins	3	
District 11 - Towns of Rhinebeck and Clinton	Tyner	4	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		5
District 17 - Town and Village of Fishkill	Miccio (C)		6
District 22 - Town of Beekman	Hutchings (VC)		7
District 24 - Towns of Dover and Union Vale	Surman		8

Present: 12
 Absent: 0
 Vacant: 0

Resolution:
 Motion: ✓

Total : 4 8
 Yes No
 Abstentions: 0

AMAC/BJJ

Section 3 : This resolution will take effect March 1 2014 and sunset November 1, 2014 and resume again the following March 1 2015.

2013341
 11-21-13

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		1
District 3 - Town of LaGrange	Borchert*		2
District 6 - Town of Poughkeepsie	Flesland*		3
District 10 - City of Poughkeepsie	Jeter-Jackson*	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	2	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		4
District 7 - Town of Hyde Park	Perkins	3	
District 11 - Towns of Rhinebeck and Clinton	Tyner	4	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		5
District 17 - Town and Village of Fishkill	Miccio (C)		6
District 22 - Town of Beekman	Hutchings (VC)		7
District 24 - Towns of Dover and Union Vale	Surman		8

Present: 12
 Absent: 0
 Vacant: 0

Resolution:
 Motion: ✓

Total : 4 8
 Yes No
 Abstentions: 0

AMAC/BJJ

Section 4: that this repeal
 of the exemption
 will sunset in March of
 2015

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	1	
District 3 - Town of LaGrange	Borchert*	2	
District 6 - Town of Poughkeepsie	Flesland*	3	
District 10 - City of Poughkeepsie	Jeter-Jackson*	4	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		3
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	5	
District 7 - Town of Hyde Park	Perkins		1
District 11 - Towns of Rhinebeck and Clinton	Tyner		2
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	6	
District 17 - Town and Village of Fishkill	Miccio (C)	7	
District 22 - Town of Beekman	Hutchings (VC)	8	
District 24 - Towns of Dover and Union Vale	Surman	9	
Present: <u>12</u>	Resolution: <input checked="" type="checkbox"/>	Total : <u>9</u>	<u>3</u>
Absent: <u>0</u>	Motion: <input type="checkbox"/>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013341 LEGISLATURE OF THE COUNTY OF DUTCHESS, REPEALING AN EXEMPTION OF RESIDENTIAL ENERGY SOURCES AND SERVICES FROM SALES AND COMPENSATING USE TAXES, PURSUANT TO THE AUTHORITY OF ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

Date: November 21, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	1	
District 3 - Town of LaGrange	Borchert	2	
District 6 - Town of Poughkeepsie	Flesland	3	
District 10 - City of Poughkeepsie	Jeter-Jackson		X
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	4	
District 1 - Town of Poughkeepsie	Doxsey	5	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		2
District 5 - Town of Poughkeepsie	Roman	6	
District 7 - Town of Hyde Park	Perkins		B
District 9 - City of Poughkeepsie	White	7	
District 11 - Towns of Rhinebeck and Clinton	Tyner		4
District 12 - Town of East Fishkill	Weiss	8	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	9	
District 14 - Town of Wappinger	Amparo		5
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato	10	
District 17 - Town and Village of Fishkill	Miccio	11	
District 18 - City of Beacon	Forman	12	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		6
District 20 - Town of Red Hook	Traudt	13	
District 21 - Town of East Fishkill	Horton	14	
District 22 - Town of Beekman	Hutchings	15	
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	16	
District 24 - Towns of Dover and Union Vale	Surman	17	
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey	18	

Present: 24
Absent: 1
Vacant: 0

Resolution: ☒
Motion: ☒

Total: 18
Yes
No
Abstentions: 0

JT / RW Section 2

and shall expire

February 28 2017

2013341
12.5.13

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		4
District 5 - Town of Poughkeepsie	Roman		5
District 7 - Town of Hyde Park	Perkins	4	
District 9 - City of Poughkeepsie	White	5	
District 11 - Towns of Rhinebeck and Clinton	Tyner		6
District 12 - Town of East Fishkill	Weiss		7
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		8
District 14 - Town of Wappinger	Amparo	6	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		9
District 17 - Town and Village of Fishkill	Miccio		10
District 18 - City of Beacon	Forman		11
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	7	
District 20 - Town of Red Hook	Traudt		12
District 21 - Town of East Fishkill	Horton		13
District 22 - Town of Beekman	Hutchings		14
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		15
District 24 - Towns of Dover and Union Vale	Surman		16
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		17

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion: ✓

Total: 7

Yes

No

Abstentions:

FA / J-Jackson

Remove Section 3

defeated

2013341

12-5-13

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	1	
District 3 - Town of LaGrange	Borchert	2	
District 6 - Town of Poughkeepsie	Flesland	3	
District 10 - City of Poughkeepsie	Jeter-Jackson		1
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		2
District 1 - Town of Poughkeepsie	Doxsey	14	3 (circled)
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		4
District 5 - Town of Poughkeepsie	Roman	4	
District 7 - Town of Hyde Park	Perkins		5
District 9 - City of Poughkeepsie	White		6
District 11 - Towns of Rhinebeck and Clinton	Tyner		7
District 12 - Town of East Fishkill	Weiss	5	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	6	
District 14 - Town of Wappinger	Amparo		8
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato	7	
District 17 - Town and Village of Fishkill	Miccio	8	
District 18 - City of Beacon	Forman	9	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		9
District 20 - Town of Red Hook	Traudt	10	
District 21 - Town of East Fishkill	Horton		10
District 22 - Town of Beekman	Hutchings	11	
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	12	
District 24 - Towns of Dover and Union Vale	Surman	13	
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		11

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total: 14 10
 Yes No
 Abstentions: 0

2013341 LEGISLATURE OF THE COUNTY OF DUTCHESS, REPEALING AN EXEMPTION OF RESIDENTIAL ENERGY SOURCES AND SERVICES FROM SALES AND COMPENSATING USE TAXES, PURSUANT TO THE AUTHORITY OF ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

Date: December 5, 2013

Discussion on Resolution 2013341 resulted as follows:

Legislator Thomes made a motion, duly seconded by Legislator Weiss, to amend the foregoing resolution to add the following:

SECTION 2. This resolution shall take effect March 1, 2014 and shall apply in accordance with applicable transitional provisions of the New York Tax Law **and shall expire on February 28, 2017.**

Roll call on the foregoing motion resulted as follows:

Yes: 18

No: 6 Tyner, Serino, Amparo, Jeter-Jackson, Perkins, Blalock

Absent: 1 – Wilkinson

Amendment adopted

Legislator Amparo made a motion, duly seconded by Legislator Jeter-Jackson, to amend the foregoing resolution and delete Section 3.

Val Sommerville, Budget Director, stated that there was \$129 million in mandated costs in the 2014 budget, and that approximately half was reimbursable.

Roll call on the foregoing motion resulted as follows:

Yes: 7 Jeter-Jackson, MacAvery, Doxsey, Perkins, White, Amparo, Blalock,

No: 17

Absent: 1 – Wilkinson

Amendment defeated.

Legislator Amparo stated that the energy tax would hurt the most vulnerable residents.

Legislator Flesland stated that perhaps the county HEAP subsidy could be increased to help those most vulnerable. She added that if the economy improved or if there was mandate relief, the percentage could be reduced.

Val Sommerville, Budget Director, stated that there was \$500,000 available to HEAP eligible residents and those 20 percent over the HEAP threshold. She added that this was in addition to the New York State HEAP subsidy.

Roll call on the foregoing resolution resulted as follows:

Yes: 14

NO: 10 Jeter-Jackson, MacAvery, Serino, Perkins, White, Tyner,
Amparo, Blalock, Horton, and Kelsey

Absent: 1 -- Wilkinson

Budget, Finance, & Personnel
Amended Budget, Finance & Personnel 11-21-13
AMENDED ON FLOOR 12/3/13

RESOLUTION NO. 2013342

RE: ADOPTION OF THE TENTATIVE BUDGET FOR DUTCHESS
COUNTY FOR THE YEAR 2014 SUBJECT TO AMENDMENTS
HEREIN CONTAINED

Legislators MICCIO, ROLISON, BORCHERT, and FLESLAND offer the
following and move its adoption:

WHEREAS, the Tentative Budget of Dutchess County, as submitted by
the County Executive, was referred to the Budget, Finance, & Personnel
Committee for its review, and

WHEREAS, the committee, meeting on November 13, 14, 19, 20, and 21
has studied and reviewed said Tentative Budget, now, therefore, be it

RESOLVED, that the revisions made by the Budget, Finance, &
Personnel Committee and that the corrections made by the Budget Director be
reflected in the Tentative Budget of Dutchess County for the year 2014, and, be
it further

RESOLVED, that the Tentative Budget for the year 2014, as submitted,
is hereby adopted as the budget for the County of Dutchess for the year 2014
subject to the amendments and corrections as attached, and, be it further

RESOLVED, that the Budget Director be and she hereby is directed,
authorized, and empowered to compute and insert a Real Property Tax Levy as
the result of the proposed amendments to the budget, and, be it further

RESOLVED, that the Budget Director be and she hereby is directed,
authorized, and empowered to compute and insert an estimated revenue and
fringe benefit adjustment reflecting the changes brought about by the
amendments made to the Tentative Budget by the County Executive, and, be
it further

RESOLVED, that the Budget Director and Clerk ~~MARCUS P. MORRIS~~ rectify
any clerical errors.

STATE OF NEW YORK

COUNTY OF DUTCHESS

ss:

Date

12/13/2013

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with
the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5TH day of December 2013, and that the
same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5TH day of December 2013.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE



COUNTY OF DUTCHESS

MARCUS J. MOLINARO
COUNTY EXECUTIVE

MEMORANDUM

TO: All Legislators

FROM: Marcus J. Molinaro, County Executive

DATE: December 13, 2013

RE: 2014 Adopted Budget & Vetoes

The 2014 budget process required us to make difficult decisions as we continue to confront fiscal realities that constrain our ability to manage county finances and deliver necessary county services to our residents. I am thankful to those legislators who recognize these realities and worked together to create a balanced budget that allows us to deliver those services most important to the residents we serve: police protection and E-911; road repair and snow removal; health and mental health services; veterans' assistance; Office for the Aging; public transportation; parks and recreation; and economic development and community planning assistance. Sadly, the state and federal government consider much of these services "optional," yet for the residents of our county these services mean an enhanced quality of life and, in some cases, the difference between life and death.

The 2014 Adopted Budget preserves these critical services and produces a balanced budget while staying below the New York State imposed 2% property tax cap. Meanwhile, the County has cut spending and reduced its workforce to the smallest it has been in 31 years. Last year, we produced a budget that reduced the size of County Government saving \$2.5 million through the consolidation and restructuring plus another \$4.3 million through the Workforce Adjustment Incentive that eliminated 104 positions saving the County \$38 million over five years. This year, the budget you approved nets a reduction of another 6.61 FTEs and continues the restructuring and reorganization of county departments that began last year. This result was not easy to achieve since 70% of net to county costs are mandated by New York State without the revenue to pay for them. Without meaningful mandate relief, the County continues to be forced into paying for Albany's spending decisions with local tax dollars.

Unfortunately, because the State will not fund their mandated programs or permit counties to pursue other revenue sources, the repeal of the sales tax exemption on residential energy sources was the only remaining option to pay for county "optional" as well as state and federal mandated programs and services. **Keep in mind that the repeal of the sales tax exemption on residential energy sources does not go into effect until March 1, 2014.** We can avoid this from occurring altogether if only Albany would cut the cost of the programs they force on us or provide us an alternative revenue source providing \$8 plus million. Our state delegation has 11 weeks to produce real, substantive mandate relief that offsets the need for this revenue.

The New York State Association of Counties (NYSAC) has identified nine state mandates that consume 90% of County tax levies statewide, including: Medicaid; Safety Net; Child Welfare; Preschool Special Education; Early Intervention; Indigent Defense; Probation; Youth Detention; and Pensions. For Dutchess County these nine mandates cost \$111 million, not including staff and administration costs. Preschool Special Education and Early Intervention alone cost Dutchess County \$9.3 million a year. Surely out of a \$135.1 *billion* state budget, the State Legislature can identify \$9.3 *million* to pay for a state program so integral to our statewide education system yet forced upon county taxpayers. Our State delegation must do more than introduce and sponsor legislation; they must produce cost relief and fund their mandated programs while giving counties the flexibility to manage their own finances.

In spite of the precarious situation the State has placed us in, the budget adopted on December 5th is balanced and responsible although admittedly painful. With this memo I hereby return, signed, the 2014 budget with the attached vetoes to which I offer the following:

- Last year we established an *Agency Partner Grant Program* with an outcome based process that establishes community needs and funds nonprofits based via a competitive grant program. Amendments that fund nonprofits by circumventing this process undermine the intent and integrity of the program. Thus, I have vetoed the amendments to add funds to Hudson River Housing (HRH) and Cornell Cooperative Extension of Dutchess County (CCEDC). Please note CCEDC is expected to provide contracted services via the Dutchess County Economic Development Corporation for agri-tourism and agri-business development while HRH has secured 2014 Community Development Block Grant funding for such services. As both organizations have successfully embraced and participated in the competitive and transparent processes established by the County in order to access funding, we should encourage they continue to do so.

Further, it is disingenuous at best for a legislator to sponsor amendments that increase spending with total disregard for how to pay for such new spending, ultimately voting no for the overall budget. Legislators who do this should expect a veto.

- Certain operational lines, cut by the Legislature, have been determined by departments and the Budget Office as unsustainable or unrealistic, putting the County at risk. As such, by veto, I have restored those lines to the amounts included in the 2014 Tentative Budget. (see attached)
- As there is already \$1.5 million in the general contingency account, there is no need to place an additional \$99,361 into a special contingency account for the Board of Elections (BOE). Sufficient funds for this expense are available if/when the BOE needs it.
- The Director of Engineering position is vetoed and the ACE II position restored. The position of Director of Engineering has been deemed unnecessary as part of the restructuring and right-sizing of the Department of Public Works.

I know firsthand, as you do, the challenges residents and homeowners face, which make our options distasteful and decisions much more difficult. We have worked to be honest and forthright about the fiscal realities we face and how we are addressing them. I remain grateful for the comments and questions we

received from you and the public as we continue the dialogue on how best to tackle our challenges honestly and earnestly. No comment has been ignored and every voice has been heard. I am committed to making our government smaller, smarter and more efficient. We do not have the luxury of being all things to all people – and with so many living in hardship, we owe them honesty and tireless advocacy to lower costs, end unfair unfunded mandates and return tax dollars to the people. That remains my focus and I look forward to your cooperation and partnership in this important effort.

Attachment (1)

2014 Budget Amendments with Vetoes

PAGE #	DEPARTMENT	DEPT CODE	APPROPRIATION LINE	2014 BUDGET	FINAL 12-5-13 AMENDMENTS	12-5-13 DIFFERENCE	VETOS	TENTATIVE BUDGET VS. VETOS	COMMENTS / INTENT
2014- Amendments to Budget Appropriations									
STARTING POINT- 2014 Tentative Budget									
BUDGET OFFICE AMENDMENTS:				411,070,479	TO	IMPACT		411,070,479	
432	DPW Airport	A.5610	6903	Principal- Serial Bonds	443,382	346,520		IMPACT	
432	DPW Airport	A.5610	7903	Bond Interest- Ent Funds	133,282	75,344			Move Bailiiff Debt service from Airport to General as it is not an Airport specific project.
576	Debt Service	A.9710	6000	Principal	12,472,634	12,553,155			Move Bailiiff Debt service from Airport to General as it is not an Airport specific project.
576	Debt Service	A.9710	7000	Interest	3,106,212	3,209,368			Move Bailiiff Debt service from Airport to General as it is not an Airport specific project.
144	Contribution to Enterprise fund	A.9901.63	9800	EA fund contribution	633,254	478,454			Move Bailiiff Debt service from Airport to General as it is not an Airport specific project.
194	District Attorney DV	A.1165.10		SR ADA					This is a title change only, the grade and salary are correctly reflected.
458	Debt Comm & Family Svcs	A.6010		Title Change- System Correction					This is a title change only, the grade and salary are correctly reflected.
451	Office for the Aging	A.6772.50		Title Change- System Correction					This is a title change only, the grade and salary are correctly reflected.
539	Planning & Development	A.8020	4401.105	Professional Services- Consultants	104,100	124,100			Increase in funds needed for the Ag plan- 100% funded see revenue below
165	Contrib to Community College	A.2495	6000	Principal	1,357,000	1,331,350			Adjust debt service to reflect November 13, 2013 borrowing.
165	Contrib to Community College	A.2495	7000	Interest	341,701	346,162			Adjust debt service to reflect November 13, 2013 borrowing.
BUDGET OFFICE CHANGE:				27,898,000	0	27,898,000		27,898,000	Provide appropriation to pay municipalities their growth. Offset by revenue see below.
BUDGET OFFICE CUMULATIVE CHANGE:				411,070,479	TO	IMPACT		411,070,479	
LEGISLATIVE AMENDMENTS:				411,070,479	TO	IMPACT		411,070,479	
452	Office for the Aging	A.6772.50	1010	Positions	1,198,678	1,207,420			Freeze CSEA bumped employees at 2013 level
452	Office for the Aging	A.6772.50	8200	Pymts to State Soc Sec	91,734	92,402			Freeze CSEA bumped employees at 2013 level
461	Office for the Aging	A.6772.50	1010	Positions	1,166,004	1,173,674			Freeze CSEA bumped employees at 2013 level
461	Office for the Aging	A.6772.50	8200	Pymts to State Soc Sec	89,225	89,811			Freeze CSEA bumped employees at 2013 level
306	Health Department	A.4010.30	1010	Positions	828,651	839,232			Freeze CSEA bumped employees at 2013 level
306	Health Department	A.4010.30	8200	Pymts to State Soc Sec	63,401	64,211			Freeze CSEA bumped employees at 2013 level
134	DPW- Buildings	A.1620	1010	Positions	1,749,028	1,764,633			Freeze CSEA bumped employees at 2013 level
134	DPW- Buildings	A.1620	8200	Pymts to State Soc Sec	133,841	135,035			Freeze CSEA bumped employees at 2013 level
412	DPW- Maint Roads	D.5110	1010	Positions	2,948,743	2,971,011			Freeze CSEA bumped employees at 2013 level
412	DPW- Maint Roads	D.5110	8200	Pymts to State Soc Sec	225,637	227,341			Freeze CSEA bumped employees at 2013 level
405	DPW- Highway Admin	D.5010	1010	Positions	529,601	491,120			Freeze CSEA bumped employees at 2013 level
405	DPW- Highway Admin	D.5010	8200	Pymts to State Soc Sec	40,523	37,579			Freeze CSEA bumped employees at 2013 level
405	DPW- Highway Admin	D.5010	8355	Long-Term Disability	1,071	1,011			Freeze CSEA bumped employees at 2013 level
405	DPW- Highway Admin	D.5010	8400	Hospital Med & Surgical Insurance	136,478	129,031			Freeze CSEA bumped employees at 2013 level
405	DPW- Highway Admin	D.5010	8450	Optical Insurance	2,040	1,812			Freeze CSEA bumped employees at 2013 level
405	DPW- Highway Admin	D.5010	8500	Dental Insurance	10,131	9,089			Freeze CSEA bumped employees at 2013 level
400	DPW- Auto Center	A.1640	4130	Gasoline / Diesel	975,000	937,687			Freeze CSEA bumped employees at 2013 level
296	Health Department- Planning & Ed	A.4010.27	1010	Positions-224	583,126	634,086			Freeze CSEA bumped employees at 2013 level
296	Health Department- Planning & Ed	A.4010.27	8100	Pymts to Retire System	106,721	116,705			Freeze CSEA bumped employees at 2013 level
296	Health Department- Planning & Ed	A.4010.27	8200	Pymts to State Soc Sec	44,620	48,518			Freeze CSEA bumped employees at 2013 level
296	Health Department- Planning & Ed	A.4010.27	8355	Long-Term Disability	600	660			Freeze CSEA bumped employees at 2013 level
296	Health Department- Planning & Ed	A.4010.27	8400	Hospital, Med & Surg Ins	102,626	121,143			Freeze CSEA bumped employees at 2013 level
296	Health Department- Planning & Ed	A.4010.27	8450	Dental Insurance	2,052	2,280			Freeze CSEA bumped employees at 2013 level
296	Health Department- Planning & Ed	A.4010.27	8500	Optical Insurance	6,378	5,771			Freeze CSEA bumped employees at 2013 level
16	Comptroller	A.1315	1010	Positions-335	801,512	878,771			Freeze CSEA bumped employees at 2013 level
16	Comptroller	A.1315	8100	Pymts to Retire System	146,628	161,771			Freeze CSEA bumped employees at 2013 level
16	Comptroller	A.1315	8200	Pymts to State Soc Sec	61,328	67,240			Freeze CSEA bumped employees at 2013 level
16	Comptroller	A.1315	8355	Long-Term Disability	1,759	1,819			Freeze CSEA bumped employees at 2013 level
16	Comptroller	A.1315	8400	Hospital, Med & Surg Ins	160,975	179,592			Freeze CSEA bumped employees at 2013 level
16	Comptroller	A.1315	8450	Optical Insurance	2,732	2,960			Freeze CSEA bumped employees at 2013 level
16	Comptroller	A.1315	8500	Dental Insurance	12,817	13,859			Freeze CSEA bumped employees at 2013 level
408	DPW Engineering	D.5020	1010	Positions-Add 1270, Delete 3083	1,105,143	1,136,960			Freeze CSEA bumped employees at 2013 level
BUDGET OFFICE CUMULATIVE CHANGE:				411,070,479	TO	IMPACT		411,070,479	
LEGISLATIVE AMENDMENTS:				411,070,479	TO	IMPACT		411,070,479	
BUDGET OFFICE CUMULATIVE CHANGE:				411,070,479	TO	IMPACT		411,070,479	

2014 Budget Amendments with Vetoes

PAGE	DEPARTMENT	DEPT CODE	APPROPRIATION LINE	LINE DESCRIPTION	2013 BUDGET	FINAL 12-5-13 AMENDMENTS	12-5-13 DIFFERENCE	VETOS	TENTATIVE BUDGET VS. VETOS	COMMENTS/INTENT
408	DPW Engineering	D.5020	8200	Pymts to State Soc Sec	84,558	86,702	2,144	84,558	0	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW Engineering	D.5020	8355	Long-Term Disability	1,403	2,075	672	1,403	0	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW Engineering	D.5020	8400	Hospital, Med & Surg Ins	210,543	215,588	5,023	210,543	0	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW Engineering	D.5020	8450	Optical Insurance	3,416	3,420	4	3,416	0	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW Engineering	D.5020	8500	Dental Insurance	15,943	15,630	(313)	15,943	0	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW Engineering	D.5020	8800	Life Ins & Acc Death & Dismemb	361	790	429	361	0	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW Engineering	D.5020	8850	ACC Death & Dismemb	33	72	39	33	0	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
470	Dept Comm & Family Svcs	A.6010	1010	Positions-1903	17,621,191	17,679,628	58,437	58,437	0	Add Back WCVMP Support Asst position 2168 to DCFs instead of DMH
470	Dept Comm & Family Svcs	A.6010	8100	Pymts to Retire System	3,476,934	3,488,388	11,454	11,454	0	Add Back WCVMP Support Asst position 2168 to DCFs instead of DMH
470	Dept Comm & Family Svcs	A.6010	8200	Pymts to State Soc Sec	1,347,176	1,351,648	4,472	4,472	0	Add Back WCVMP Support Asst position 2168 to DCFs instead of DMH
470	Dept Comm & Family Svcs	A.6010	8355	Long-Term Disability	23,502	23,562	60	60	0	Add Back WCVMP Support Asst position 2168 to DCFs instead of DMH
470	Dept Comm & Family Svcs	A.6010	8400	Hospital, Med & Surg Ins	3,984,042	3,991,499	7,447	7,447	0	Add Back WCVMP Support Asst position 2168 to DCFs instead of DMH
478	DCF's - Serv for Recip	A.6070	4400.4425	Contract Agencies Hudson River Ho	527,438	537,438	10,000	527,438	0	
498	Youth Services Division, Youth Dew	A.7310.56	1400.4461	Contract Agencies Coop Ext	0	20,000	20,000	0	0	
25	OCIS-Telecom	A.1650	4230.51	Telephone Landlines	380,000	350,000	(30,000)	380,000	0	
25	OCIS-Telecom	A.1650	4230.52	Telephone Cell Phones/Wireless Se	95,000	80,000	(15,000)	95,000	0	
35	OCIS-Print/Mail-Mail	A.1670.19	4650	External Postage	355,418	290,000	(65,418)	355,418	0	
86	Finance	A.1310	4448	Accountants & Auditors	10,000	5,000	(5,000)	10,000	0	
212	Emergency Response	A.3410	4613	Repairs/Alt to Real Prop	12,000	10,000	(2,000)	12,000	0	
224	Probation	A.3140	4439	Summons & Witness Fees	0	35,000	35,000	0	0	Reinstitute family court process serving eliminated in 2010.
553	Soil & Water Conservation	A.8710	4400.4662	Soil Conservation	235,000	265,000	30,000	235,000	0	Increase appropriations for Soil & Water Conservation
138	DPW-Bldgs	A.1620	4126	Fuel Oil for Heating	263,725	253,725	(10,000)	263,725	0	Offset increase in appropriation to Soil & Water Conservation
136	DPW-Bldgs	A.1620	4210	Gas & Public Utilities	140,560	135,560	(5,000)	140,560	0	Offset increase in appropriation to Soil & Water Conservation
400	DPW-Auto Center	A.1640	4130	Gasoline/Diesel	975,000	960,000	(15,000)	975,000	0	Offset increase in appropriation to Soil & Water Conservation
401	DPW-Auto Center	A.1640	4612.101	Repairs/Alt to Equip.Vehicle	60,000	55,000	(5,000)	60,000	0	
408	DPW-Engineering	D.5020	4130	Gasoline/Diesel	5,800	3,600	(2,200)	5,800	0	
410	DPW-Engineering	D.5020	4401.105	Professional Services - Consultants	45,000	10,000	(35,000)	45,000	0	
421	DPW- Road Machinery Admin	E5130	4130	Gasoline/Diesel	481,500	441,500	(40,000)	481,500	0	
526	DPW-Parks	A.7110	1050	Overtime	52,000	40,000	(12,000)	52,000	0	
528	DPW-Parks	A.7110	4127	Propane Gas	15,515	12,515	(3,000)	15,515	0	
530	DPW-Parks	A.7110	4811	Refuse Removal	16,443	13,443	(3,000)	16,443	0	
532	DWP-Parks DC Stadium	A.7110.66	4613	Repairs/Alt to Real Prop	45,000	30,000	(15,000)	45,000	0	
479	DCF's - Serv for Recip	A.6070	4401.106	Professional Services- Program	500,000	750,000	250,000	500,000	0	
143	Contingency & Vacancy Factor	A.1980	4767.1000	Special Contingency, BOE	0	99,361	99,361	0	0	Establish a special contingency account for the BOE.
LEGISLATIVE CHANGE:					488,970	488,970	0	488,970	0	
LEGISLATIVE CUMULATIVE CHANGE:					439,337,161	439,337,161	0	439,337,161	0	
TOTAL CHANGE TO APPROPRIATIONS:					28,269,858	28,269,858	0	28,269,858	0	
CUMULATIVE CHANGE:					439,340,337	439,340,337	0	439,340,337	0	
FINAL BALANCE APPROPRIATIONS					439,337,161	439,337,161	0	439,337,161	0	

14 Budget Amendments with Vetoes

PAGE #	BUDGET	EFT CODE	A/PROP USE	USE DESCRIPTION	2014 BUDGET	FINAL 12-5-15 AMENDMENTS	12-5-15 DIFFERENCE	VETOES	TENTATIVE BUDGET VS. VETOS	COMMENTS INTENT
2014- Amendments to Budget Revenues										
STARTING POINT- 2014 Tentative Budget							411,070,479		411,070,479	
BUDGET OFFICE AMENDMENTS:									IMPACT	
448 DPW Airport		EA 5610		Interfund transfer	633,254	478,454	(154,800)		(154,800)	Move Balettil Debt service from Airport to General as it is not an Airport specific project.
546 Planning & Development		A 8020		Other Home & Comm Srvc	17,500	37,500	20,000		20,000	Increase in funds needed for the Ag plan.. 100% funded.
158 Sales Tax		A 1331		Sales & Use Tax	153,993,000	181,891,000	27,898,000		27,898,000	Adjust budget to reflect gross sales tax revenue.
BUDGET OFFICE CHANGE:										
BUDGET OFFICE CUMULATIVE CHANGE:										
							27,763,200		27,763,200	
LEGISLATIVE AMENDMENTS:									438,833,679	
						FROM	TO		IMPACT	
98 Finance		A 1310		Tax Adv & Redemption Search Fee	180,000	190,000	10,000		10,000	
99 Real Property Tax Division		A 1365		Assessor Fees,Maps & Aero Photos	12,500.00	11,000	1,500		1,500	
141 DPW-Bldgs.		A 1620		Court Facilities	410,000	435,000	25,000		25,000	
501 Dept Comm & Family Svcs		A 6010		DCFS Admin. RF2A	5,630,831	5,679,953	49,122		49,122	Add Back WCVAP Support Asst position 2168 to DCFS instead of DMH- Reimb. 50%
327 Health Department- Planning & Ed A 4010.27		A 4010.27		Pub Hlth Article 6	188,375	206,713	18,338		18,338	Add GIS Tech Position Z24 to Health Department- Reimb. .95% Salary only
510 DCFS-Safety Net		A 6140		Safety Net	1,777,000	1,777,900	2,900		2,900	Reimbursement for \$10,000 increase for Hudson River Housing at 28%
533 DPW-Parks		A 7110		Parks	182,625	190,000	7,375		7,375	
158 Sales Tax		A 1331		Sales & Use Tax	181,891,000	182,240,361	349,361		349,361	Establish a special contingency account for the BOE using sales tax
LEGISLATIVE CHANGE:										
LEGISLATIVE CUMULATIVE CHANGE:									439,294,375	
							439,297,275			
TOTAL CHANGE TO REVENUES:										
CUMMULATIVE CHANGE REVENUES:							28,226,796		28,223,896	
							439,297,275		439,294,375	
NET PROPERTY TAX LEVY IMPACT:										
						107,931,374	107,974,436		107,974,160	FINAL BALANCE REVENUES
							43,062		42,786	NET PROPERTY TAX LEVY IMPACT

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	<input checked="" type="checkbox"/>	<input type="checkbox"/>
District 3 - Town of LaGrange	Borchert*	<input type="checkbox"/>	<input type="checkbox"/>
District 6 - Town of Poughkeepsie	Flesland*	<input type="checkbox"/>	<input type="checkbox"/>
District 10 - City of Poughkeepsie	Jeter-Jackson*	<input type="checkbox"/>	<input type="checkbox"/>
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	<input type="checkbox"/>	<input type="checkbox"/>
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<input type="checkbox"/>	<input type="checkbox"/>
District 7 - Town of Hyde Park	Perkins	<input type="checkbox"/>	<input type="checkbox"/>
District 11 - Towns of Rhinebeck and Clinton	Tyner	<input type="checkbox"/>	<input type="checkbox"/>
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	<input type="checkbox"/>	<input type="checkbox"/>
District 17 - Town and Village of Fishkill	Miccio (C)	<input type="checkbox"/>	<input type="checkbox"/>
District 22 - Town of Beekman	Hutchings (VC)	<input type="checkbox"/>	<input type="checkbox"/>
District 24 - Towns of Dover and Union Vale	Surman	<input type="checkbox"/>	<input type="checkbox"/>

Present: 12
 Absent: 0
 Vacant: 0

Resolution:
 Motion: ✓

Total: 12 0
 Yes No
 Abstentions: 0

AF/DB

Moved to adopt attached
 amendments.

2013342

11.21.13

2014 Budget Amendments

LINE	DEPARTMENT	ACT CODE	APPROPRIATION	LINE DESCRIPTION	2014 BUDGET	2014 ACTUAL	2014 DIFFERENCE	2014 BUDGET
2014- Amendments to Budget Appropriations								
STARTING POINT- 2014 Tentative Budget								
BUDGET OFFICE AMENDMENTS:					411,070,479		411,070,479	
432	DPW Airport	EA.5610	6903	Principal- Serial Bonds	443,382	348,520	(96,862)	
432	DPW Airport	EA.5610	7903	Bond Interest- Ent Funds	133,282	75,344	(57,938)	
576	Debt Service	A.9710	6000	Principal	12,472,634	12,563,155	90,521	
576	Debt Service	A.9710	7000	Interest	3,106,212	3,209,388	103,156	
144	Contribution to Enterprise fund	A.9901.63	9800	EA fund contribution	633,254	478,454	(154,800)	
194	District Attorney DV	A.1165.10		Title Change- System Correction	SR ADA	ADA		
468	Dept Comm & Family Svcs	A.6010		Title Change- System Correction	Soc Worker I	Soc Welfare Worker I		
451	Office for the Aging	A.6772.50		Title Change- System Correction	Site Mgr Hr	Site Mgr PT		
539	Planning & Development	A.8020	4401.105	Professional Services- Consultants	104,100	124,100	20,000	
165	Contrib. to Community College	A.2495	6000	Principal	1,357,000	1,331,350	(25,650)	
165	Contrib. to Community College	A.2495	7000	Interest	341,701	346,162	4,461	
158	Sales Tax	A.1331	4442	Municipalities	0	27,898,000	27,898,000	
BUDGET OFFICE CHANGE:							27,898,000	
BUDGET OFFICE CUMULATIVE CHANGE:							27,898,000	
LEGISLATIVE AMENDMENTS:							438,851,367	
452	Office for the Aging	A.6772.50	1010	Positions	1,198,679	1,207,420	8,741	
452	Office for the Aging	A.6772.50	8200	Pyrrts to State Soc Sec	91,734	92,402	668	
461	Office for the Aging	A.6772.52	1010	Positions	1,166,004	1,173,674	7,670	
461	Office for the Aging	A.6772.52	8200	Pyrrts to State Soc Sec	89,225	89,811	586	
306	Health Department	A.4010.30	1010	Positions	828,651	839,232	10,581	
306	Health Department	A.4010.30	8200	Pyrrts to State Soc Sec	63,401	64,211	810	
134	DPW- Buildings	A.1620	1010	Positions	1,749,028	1,764,683	15,655	
134	DPW- Buildings	A.1620	8200	Pyrrts to State Soc Sec	133,841	135,035	1,194	
412	DPW- Maint Roads	D.5110	1010	Positions	2,948,743	2,971,011	22,268	
412	DPW- Maint Roads	D.5110	8200	Pyrrts to State Soc Sec	225,637	227,341	1,704	
405	DPW- Highway Admin	D.5010	1010	Positions	529,601	491,120	(38,481)	
405	DPW- Highway Admin	D.5010	8200	Pyrrts to State Soc Sec	40,523	37,579	(2,944)	
405	DPW- Highway Admin	D.5010	8355	Long-Term Disability	1,071	1,011	(60)	
405	DPW- Highway Admin	D.5010	8400	Hospital Med & Surgical Insurance	136,478	129,031	(7,447)	
405	DPW- Highway Admin	D.5010	8450	Optical Insurance	2,040	1,812	(228)	
405	DPW- Highway Admin	D.5010	8500	Dental Insurance	10,131	9,889	(242)	
400	DPW- Auto Center	A.1640	4130	Gasoline / Diesel	975,000	937,667	(37,333)	
LEGISLATIVE CHANGE:							(17,688)	
LEGISLATIVE CUMULATIVE CHANGE:							438,833,679	
TOTAL CHANGE TO APPROPRIATIONS:							27,763,200	
CUMULATIVE CHANGE:							438,833,679	
FINAL BALANCE APPROPRIATIONS								411,070,479

2014 Budget Amendments

TRAC A	DEPARTMENT	ACT CODE	OFFICE NAME	ACC DESCRIPTION	2014 BUDGET	2014-2015 AMENDED BUDGET	11/2/15 CURRENT	COMMENTS/REMARK
2014- Amendments to Budget Revenues								
STARTING POINT- 2014 Tentative Budget								
BUDGET OFFICE AMENDMENTS:						411,070,479		
					FROM	TO	IMPACT	
448	DPW Airport	EA 5610	50310	Interfund transfer	633,254	478,454	(154,800)	Move Balcliff Debt service from Airport to General as it is not an Airport specific project.
546	Planning & Development	A 8020	38890	Other Home & Comm Srvc	17,500	37,500	20,000	Increase in funds needed for the Ag plan- 100% funded.
158	Sales Tax	A 1331	11100	Sales & Use Tax	153,993,000	181,891,000	27,898,000	Adjust budget to reflect gross sales tax revenue.
BUDGET OFFICE CHANGE:						Total:	27,763,200	
BUDGET OFFICE CUMULATIVE CHANGE:							438,833,679	
LEGISLATIVE AMENDMENTS:					FROM	TO	IMPACT	
							0	
							0	
							0	
							0	
							0	
							0	
							0	
							0	
							0	
LEGISLATIVE CHANGE:						Total:	0	
LEGISLATIVE CUMULATIVE CHANGE:							438,833,679	
TOTAL CHANGE TO REVENUES:							27,763,200	
CUMULATIVE CHANGE REVENUES:							438,833,679	FINAL BALANCE REVENUES
NET PROPERTY TAX LEVY IMPACT:					107,931,374	107,931,374	0	NET PROPERTY TAX LEVY IMPACT

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		1
District 3 - Town of LaGrange	Borchert*		2
District 6 - Town of Poughkeepsie	Flesland*		3
District 10 - City of Poughkeepsie	Jeter-Jackson*	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	2	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		4
District 7 - Town of Hyde Park	Perkins	3	
District 11 - Towns of Rhinebeck and Clinton	Tyner	4	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		5
District 17 - Town and Village of Fishkill	Miccio (C)		6
District 22 - Town of Beekman	Hutchings (VC)	5	1
District 24 - Towns of Dover and Union Vale	Surman		7

Present: 12
 Absent: 0
 Vacant: 0

Resolution:
 Motion: ✓

Total: 5 7
 Yes No

Abstentions: 0

JT / Am^{Ac}

Please see attached
 defeated

A. 4010.01 \$0 - \$49,446

pg 136 A. 1620. 4220 \$140,560 - \$100,860 (2)
 \$598,641 - \$549,195

2013342
 11.21.13

Budget Amendment Form

From Legislator: _____

TUNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
353	Health	A-4010.01		Senior Accountant Belle (7)	0	\$49,446	\$49,446

Notes:
(If any)

[gross salary: \$77,259]

(Joan McDermott)

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		1
District 3 - Town of LaGrange	Borchert*		2
District 6 - Town of Poughkeepsie	Flesland*		3
District 10 - City of Poughkeepsie	Jeter-Jackson*	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	2	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		4
District 7 - Town of Hyde Park	Perkins	3	
District 11 - Towns of Rhinebeck and Clinton	Tyner	4	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		5
District 17 - Town and Village of Fishkill	Miccio (C)		6
District 22 - Town of Beekman	Hutchings (VC)		7
District 24 - Towns of Dover and Union Vale	Surman		8

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 4 8
 Yes No
 Abstentions: 0

JT / Amac

PS 345 A 4 310 MCWP SPRT Ass+

A 0 A 56 966

PS-136 \$ 598,641 \$ 541,675
 A.1620 4220
 2013342
 11.21.13

Budget Amendment Form

From Legislator: _____

TURNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
353	Mental Hygiene	A. 4340		MCWP SPOT Assessmt	0	\$56,966	\$56,966

Notes:

(If any)

(Shawn Chesley)

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		1
District 3 - Town of LaGrange	Borchert*		2
District 6 - Town of Poughkeepsie	Flesland*		3
District 10 - City of Poughkeepsie	Jeter-Jackson*	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	2	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		4
District 7 - Town of Hyde Park	Perkins	3	
District 11 - Towns of Rhinebeck and Clinton	Tyner	4	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		5
District 17 - Town and Village of Fishkill	Miccio (C)		6
District 22 - Town of Beekman	Hutchings (VC)		7
District 24 - Towns of Dover and Union Vale	Surman		8

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total : 4 8
 Yes No
 Abstentions: 0

JT/AMAC

pg. 203 Emergency Response

A 3020.1010 GIS Technician

0 - 50 940

A1620.4220

598,641 - 547701

Budget Amendment Form

From Legislator: _____

TWEL

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
353	Emergency Response A. 2020			GIS Technician (Code 12)	D	\$50,940	\$50,940

Notes:

(If any)

(Larry Brady)

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 22 - Town of Beekman	Hutchings (VC)		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total :
 Yes No

Abstentions:

JT/BJJ

attached
 withdrawn¹ amendment

11.29.13
 2013342

Budget Amendment Form

From Legislator: _____

TPNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
261	JSA	A. 3150	4428	Inmate M Other Institutions	\$6,800,000	\$1,000,000	\$5,800,000

Notes:

(If any)

[Savings from following ATL recommendations
from last November's Criminal Justice Council
report - re: women, mentally ill, youth -
ad following National Institute of Corrections
recommendations for state parole violators -
as noted 7/22 in Parolekeeper Journal]

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		1
District 3 - Town of LaGrange	Borchert*		2
District 6 - Town of Poughkeepsie	Flesland*		3
District 10 - City of Poughkeepsie	Jeter-Jackson*		4
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		5
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		6
District 7 - Town of Hyde Park	Perkins	1	
District 11 - Towns of Rhinebeck and Clinton	Tyner	2	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		7
District 17 - Town and Village of Fishkill	Miccio (C)		8
District 22 - Town of Beekman	Hutchings (VC)		9
District 24 - Towns of Dover and Union Vale	Surman		10

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ☒
 Motion: ☒

Total: 2 10
 Yes No
 Abstentions: 0

JT / BJJ

defeated

A .3150.4428 Inmates other Institutions
 cut housing out

by 1,000,000

6,800,000 to 5,800,000

2013342
 11.21.19

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 22 - Town of Beekman	Hutchings (VC)		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: _____
 Motion: ✓

Total : _____
 Yes No
 Abstentions: _____

*Moved attached
 JT / AMAC amendment.
 withdrawn*

11.21.19
 2013342

Budget Amendment Form

TURNER

From Legislator: _____

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
480	DFS - Medicaid Services	A-6100	4450	Medicaid Services	\$43,561,856	\$37,561,956	\$6,000,000

Notes:

(If any)

[Savings in Medicaid costs from new county law making some employees of corporate chain stores and corporate chain restaurants are paid a living wage]

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 22 - Town of Beekman	Hutchings (VC)		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: _____
 Motion: ✓

Total : _____
 Yes _____ No _____
 Abstentions: _____

JT/Amac

Prescription drug amendment
 attached & withdrawn

11.21.13
 2013342

Budget Amendment Form

From Legislator: _____

TURNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
P. 9	Board of Directors	A. 1610.01	ALL	Hospital, Medical,			
P. 16	Comptroller	A. 1610.01	#0400	and Surgical Insurance			\$ 70,000
P. 21	OCIS	A. 1610.01	#0400				

Notes:

(If any) P. 51 Co. Clerk
P. 57 County Executive A. 1230

[Savings from Caution prescription drug option
for county employees and retirees -
as in Schenectady County (Legal: FOA)]

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 22 - Town of Beekman	Hutchings (VC)		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 12
 Absent: 0
 Vacant: 0

Resolution:
 Motion:

Total :
 Yes No
 Abstentions:

JT / Amac
 A1626.4220 Withdrawn
 Remove 180,000
 To

11-21-13
 2013342

Budget Amendment Form

From Legislator: _____

TYNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
036	HW-Bldgs	A1620	4220	Electr-Light & Power	\$598,641	\$418,641	\$180,000

Notes:

(If any)

[Savings from money-down,
power-purchase agreements
for
County buildings → solar]
→ (30% savings
in
Schenectady
County
fire
dept)

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		1
District 3 - Town of LaGrange	Borchert*		2
District 6 - Town of Poughkeepsie	Flesland*		3
District 10 - City of Poughkeepsie	Jeter-Jackson*	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	2	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		4
District 7 - Town of Hyde Park	Perkins	3	
District 11 - Towns of Rhinebeck and Clinton	Tyner	4	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		5
District 17 - Town and Village of Fishkill	Miccio (C)		6
District 22 - Town of Beekman	Hutchings (VC)		7
District 24 - Towns of Dover and Union Vale	Surman		8

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 4 8
 Yes No
 Abstentions: 0

JT / A mac

defeated

A 8040 - Human Rights 50,000
 Commission

from pg 36 50,000

11.21.13
 2013342

Budget Amendment Form

From Legislator: _____

TURNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
535	Human Rights Commission	A. 0040		Human Rights Commission	0	\$50,000	\$50,000

Notes:

(If any)

[This is Antichess — same to Eleanor Roosevelt]

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		1
District 3 - Town of LaGrange	Borchert*		2
District 6 - Town of Poughkeepsie	Flesland*		3
District 10 - City of Poughkeepsie	Jeter-Jackson*	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	2	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		4
District 7 - Town of Hyde Park	Perkins	3	
District 11 - Towns of Rhinebeck and Clinton	Tyner	4	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		5
District 17 - Town and Village of Fishkill	Miccio (C)		6
District 22 - Town of Beekman	Hutchings (VC)		7
District 24 - Towns of Dover and Union Vale	Surman		8

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total : 4 8
 Yes No
 Abstentions: 0

JT/AM

defeated

pg. 304 A 4010.29 4653

Public Info + Services

380 - 1,350

2013342

11.21.13

Budget Amendment Form

From Legislator: _____

TYNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
304	Hesky Dept. <i>Community</i>	A. 401029	4653	Public Info and Services	\$380	\$1350	\$1000

Notes:

(If any)

to educate county residents
about forest & NRE, etc
in groundwater across county

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		1
District 3 - Town of LaGrange	Borchert*		2
District 6 - Town of Poughkeepsie	Flesland*		3
District 10 - City of Poughkeepsie	Jeter-Jackson*	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	2	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		4
District 7 - Town of Hyde Park	Perkins	3	
District 11 - Towns of Rhinebeck and Clinton	Tyner	4	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		5
District 17 - Town and Village of Fishkill	Miccio (C)		6
District 22 - Town of Beekman	Hutchings (VC)		7
District 24 - Towns of Dover and Union Vale	Surman		8

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ☒
 Motion: ☒

Total: 4 8
 Yes No
 Abstentions: 0

JT / AMAC

pgs. 539 - 540

defeated

A8026.4403 \$4,000 - \$8,000

Environmental Svs.

11.21.13

2013342

Budget Amendment Form

From Legislator: _____

TURNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
539-540	Planning & Development	A.9020	4403	Environmental Services	\$4000	\$8000	\$4000

Notes:

(If any)

To help implement Solarize Outreach program w/ P.O. Environmental Mgmt Council, Council Coop Extension & Outreach County, et al.)

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 22 - Town of Beekman	Hutchings (VC)		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total :
 Yes No
 Abstentions: 0

JT / AMAC

Pg. 78

A 1010 4160

Withdrawn

\$8,100 - \$8,200

Sit down and make summit happen.

11.21.13
 2013342

Budget Amendment Form

From Legislator: _____

TPNBL

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
78	County Legislative	A.1010	4160	Office Supplies	\$8100	\$9200	\$1100

Notes:

(If any)

for Student Leadership Summit

(to develop ideas from high school student government reps/leaders for us — and so they can gather to hold mock votes on resolutions we vote on — on our agenda)

Budget, Finance, and Personnel Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	1	
District 3 - Town of LaGrange	Borchert*	2	
District 6 - Town of Poughkeepsie	Flesland*	3	
District 10 - City of Poughkeepsie	Jeter-Jackson*	4	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	5	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	6	
District 7 - Town of Hyde Park	Perkins	7	
District 11 - Towns of Rhinebeck and Clinton	Tyner		1
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	8	
District 17 - Town and Village of Fishkill	Miccio (C)	9	
District 22 - Town of Beekman	Hutchings (VC)	10	
District 24 - Towns of Dover and Union Vale	Surman	11	
Present: <u>12</u>	Resolution: <u>✓</u>	Total : <u>11</u>	<u>1</u>
Absent: <u>0</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013342 ADOPTION OF THE TENTATIVE BUDGET FOR DUTCHESS COUNTY FOR THE YEAR 2014 SUBJECT TO AMENDMENTS HEREIN CONTAINED

Date: November 21, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution:
 Motion: ✓

Total: 24 0
 Yes No
 Abstentions: 0

AF/DBorchert
GIS Tech to Health Dept.

see attached sheet

2013342
12.5.13

2014 Budget Amendments

Budget Department	Fund Code	Account Line	Line Description	2018 Budget	2019 Proposed Amendment	2019 Impact	Comments / Notes
2014- Amendments to Budget Appropriations							411,070,479
STARTING POINT- 2014 Tentative Budget							411,070,479
BUDGET OFFICE AMENDMENTS:				FROM	TO	IMPACT	
432 DPW Airport	EA.5610	6903	Principal- Serial Bonds	443,382	346,620	(96,862)	Move Balerill Debt service from Airport to General as it is not an Airport specific project.
432 DPW Airport	EA.5610	7903	Bond Interest- Ent Funds	133,282	75,344	(57,938)	Move Balerill Debt service from Airport to General as it is not an Airport specific project.
576 Debt Service	A.9710	6000	Principal	12,472,634	12,563,155	90,521	Move Balerill Debt service from Airport to General as it is not an Airport specific project.
576 Debt Service	A.9710	7000	Interest	3,106,212	3,209,368	103,156	Move Balerill Debt service from Airport to General as it is not an Airport specific project.
144 Contribution to Enterprise fund	A.9901.63	9800	EA fund contribution	633,254	478,454	(154,800)	Move Balerill Debt service from Airport to General as it is not an Airport specific project.
194 District Attorney DV	A.1166.10		Title Change- System Correction	SR ADA	ADA		This is a title change only, the grade and salary are correctly reflected.
468 Dept Comm & Family Svcs	A.6010		Title Change- System Correction	Soc Worker I	Soc Welfare Worker I		This is a title change only, the grade and salary are correctly reflected.
451 Office for the Aging	A.6772.50		Title Change- System Correction	Site Mgr Hr	Site Mgr PT		This is a title change only, the grade and salary are correctly reflected.
539 Planning & Development	A.8020	4401.105	Professional Services- Consultants	104,100	124,100	20,000	Increase in funds needed for the Ag plan- 100% funded see revenue below
169 Contrib. to Community College	A.2495	6000	Principal	1,357,000	1,331,350	(25,650)	Adjust debt service to reflect November 13, 2013 borrowing.
165 Contrib. to Community College	A.2495	7000	Interest	341,701	346,162	4,461	Adjust debt service to reflect November 13, 2013 borrowing.
158 Sales Tax	A.1331	4442	Municipalities	0	27,898,000	27,898,000	Provide appropriation to pay municipalities their growth. Offset by revenue, see below.
BUDGET OFFICE CHANGE:						27,898,000	
BUDGET OFFICE CUMULATIVE CHANGE:						27,898,000	
LEGISLATIVE AMENDMENTS:				FROM	TO	IMPACT	
452 Office for the Aging	A.6772.50	1010	Positions	1,198,679	1,207,420	8,741	Freeze CSEA bumped employees at 2013 level
452 Office for the Aging	A.6772.50	8200	Pymts to State Soc Sec	91,734	92,402	668	Freeze CSEA bumped employees at 2013 level
461 Office for the Aging	A.6772.52	1010	Positions	1,166,004	1,173,674	7,670	Freeze CSEA bumped employees at 2013 level
461 Office for the Aging	A.6772.52	8200	Pymts to State Soc Sec	89,225	89,811	586	Freeze CSEA bumped employees at 2013 level
306 Health Department	A.4010.30	1010	Positions	828,651	839,232	10,581	Freeze CSEA bumped employees at 2013 level
306 Health Department	A.4010.30	8200	Pymts to State Soc Sec	63,401	64,211	810	Freeze CSEA bumped employees at 2013 level
134 DPW- Buildings	A.1620	1010	Positions	1,749,028	1,764,633	15,605	Freeze CSEA bumped employees at 2013 level
134 DPW- Buildings	A.1620	8200	Pymts to State Soc Sec	133,841	135,035	1,194	Freeze CSEA bumped employees at 2013 level
412 DPW- Maint Roads	D.5110	1010	Positions	2,948,743	2,971,011	22,268	Freeze CSEA bumped employees at 2013 level
412 DPW- Maint Roads	D.5110	8200	Pymts to State Soc Sec	225,637	227,341	1,704	Freeze CSEA bumped employees at 2013 level
405 DPW- Highway Admin	D.5010	1010	Positions	529,601	491,120	(38,481)	Eliminate additional vacant position
405 DPW- Highway Admin	D.5010	8200	Pymts to State Soc Sec	40,523	37,579	(2,944)	Eliminate additional vacant position
405 DPW- Highway Admin	D.5010	8355	Long-Term Disability	1,071	1,011	(60)	Eliminate additional vacant position
405 DPW- Highway Admin	D.5010	8400	Hospital Med & Surgical Insurance	136,478	129,031	(7,447)	Eliminate additional vacant position
405 DPW- Highway Admin	D.5010	8450	Optical Insurance	2,040	1,812	(228)	Eliminate additional vacant position
405 DPW- Highway Admin	D.5010	8500	Dental Insurance	10,131	9,089	(1,042)	Eliminate additional vacant position
400 DPW- Auto Center	A.1640	4130	Gasoline / Diesel	975,000	937,687	(37,313)	Eliminate additional vacant position
LEGISLATIVE CHANGE:						(17,688)	
LEGISLATIVE CUMULATIVE CHANGE:						438,833,679	
TOTAL CHANGE TO APPROPRIATIONS:							27,763,200
CUMULATIVE CHANGE:							438,833,679
							FINAL BALANCE APPROPRIATIONS

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 24 0
 Yes No
 Abstentions: 0

AF/DBorchert

*Senior Accountant
 to Comptroller.*

See attached sheet

*203342
 12.5.13*

2014 Budget Amendments

PAGE #	DEPARTMENT	DEPT CODE	APPROPRIATION LINE	LINE DESCRIPTION	2014 BUDGET	B&F 11-11-13 AMENDMENT TOTAL	12/17/13 DIFFERENCE	FINAL 12-5-13 AMENDMENTS	12/5/13 DIFFERENCE	COMMENTS/INTENT
2014- Amendments to Budget Appropriations										
STARTING POINT- 2014 Tentative Budget										
BUDGET OFFICE AMENDMENTS:					411,070,479	TO	IMPACT	411,070,479	IMPACT	411,070,479
432	DPW Airport	EA.6810	8903	Principal- Serial Bonds	443,382	346,520	(96,862)	346,520	(96,862)	Move Balfill Debt service from Airport to General as it is not an Airport specific project.
432	DPW Airport	EA.6810	7903	Bond Interest- Ent Funds	133,282	75,344	(57,938)	75,344	(57,938)	Move Balfill Debt service from Airport to General as it is not an Airport specific project.
576	Debt Service	A.9710	6000	Principal	12,472,634	12,563,155	90,521	12,563,155	90,521	Move Balfill Debt service from Airport to General as it is not an Airport specific project.
576	Debt Service	A.9710	7000	Interest	3,106,212	3,209,368	103,156	3,209,368	103,156	Move Balfill Debt service from Airport to General as it is not an Airport specific project.
144	Contribution to Enterprise fund	A.9901.83	9800	EA fund contribution	633,254	478,454	(154,800)	478,454	(154,800)	Move Balfill Debt service from Airport to General as it is not an Airport specific project.
194	District Attorney DV	A.1165.10		Title Change- System Correction	SR ADA	ADA		ADA		This is a title change only, the grade and salary are correctly reflected.
468	Dept Comm & Family Svcs	A.6010		Title Change- System Correction	Soc Worker I	Soc Welfare Worker I		Soc Welfare Worker I		This is a title change only, the grade and salary are correctly reflected.
451	Office for the Aging	A.6772.50		Title Change- System Correction	Site Mgr Hr	Site Mgr PT		Site Mgr PT		This is a title change only, the grade and salary are correctly reflected.
539	Planning & Development	A.8020	4401.105	Professional Services- Consultants	104,100	124,100	20,000	124,100	20,000	Increase in funds needed for the Ag plan- 100% funded see revenue below
165	Contrib. to Community College	A.2495	8000	Principal	1,357,000	1,331,350	(25,650)	1,331,350	(25,650)	Adjust debt service to reflect November 13, 2013 borrowing.
165	Contrib. to Community College	A.2495	7000	Interest	341,701	346,162	4,461	346,162	4,461	Adjust debt service to reflect November 13, 2013 borrowing.
158	Sales Tax	A.1331	4442	Municipalities	0	27,898,000	27,898,000	27,898,000	27,898,000	Provide appropriation to pay municipalities their growth. Offset by revenue, see below.
BUDGET OFFICE CHANGE:							27,898,000	27,898,000	27,898,000	
BUDGET OFFICE CUMULATIVE CHANGE:							27,898,000	27,898,000	27,898,000	
LEGISLATIVE AMENDMENTS:					438,851,367	TO	IMPACT	438,851,367	IMPACT	
452	Office for the Aging	A.6772.50	1010	Positions	1,198,679	1,207,420	8,741	1,207,420	8,741	Freeze CSEA bumped employees at 2013 level
452	Office for the Aging	A.6772.50	8200	Pymts to State Soc Sec	91,734	92,402	668	92,402	668	Freeze CSEA bumped employees at 2013 level
461	Office for the Aging	A.6772.52	1010	Positions	1,166,004	1,173,674	7,670	1,173,674	7,670	Freeze CSEA bumped employees at 2013 level
461	Office for the Aging	A.6772.52	8200	Pymts to State Soc Sec	89,226	89,811	586	89,811	586	Freeze CSEA bumped employees at 2013 level
306	Health Department	A.4010.30	1010	Positions	828,651	839,232	10,581	839,232	10,581	Freeze CSEA bumped employees at 2013 level
306	Health Department	A.4010.30	8200	Pymts to State Soc Sec	63,401	64,211	810	64,211	810	Freeze CSEA bumped employees at 2013 level
134	DPW- Buildings	A.1620	1010	Positions	1,749,028	1,764,633	15,605	1,764,633	15,605	Freeze CSEA bumped employees at 2013 level
134	DPW- Buildings	A.1620	8200	Pymts to State Soc Sec	133,841	135,035	1,194	135,035	1,194	Freeze CSEA bumped employees at 2013 level
412	DPW- Maint Roads	D.5110	1010	Positions	2,948,743	2,971,011	22,268	2,971,011	22,268	Freeze CSEA bumped employees at 2013 level
412	DPW- Maint Roads	D.5110	8200	Pymts to State Soc Sec	225,637	227,341	1,704	227,341	1,704	Freeze CSEA bumped employees at 2013 level
405	DPW- Highway Admin	D.5010	1010	Positions	529,601	491,120	(38,481)	491,120	(38,481)	Eliminate additional vacant position
405	DPW- Highway Admin	D.5010	8200	Pymts to State Soc Sec	40,523	37,579	(2,944)	37,579	(2,944)	Eliminate additional vacant position
405	DPW- Highway Admin	D.5010	8355	Long-Term Disability	1,071	1,011	(60)	1,011	(60)	Eliminate additional vacant position
405	DPW- Highway Admin	D.5010	8400	Hospital Med & Surgical Insurance	136,478	129,031	(7,447)	129,031	(7,447)	Eliminate additional vacant position
405	DPW- Highway Admin	D.5010	8450	Optical Insurance	2,040	1,812	(228)	1,812	(228)	Eliminate additional vacant position
405	DPW- Highway Admin	D.5010	8500	Dental Insurance	10,131	9,089	(1,042)	9,089	(1,042)	Eliminate additional vacant position
400	DPW- Auto Center	A.1640	4130	Gasoline / Diesel	975,000	937,687	(37,313)	937,687	(37,313)	
296	Health Department- Planning & Ed	A.4010.27	1010	Positions-224	583,726					Add GIS Tech Position 224 to Health Department
296	Health Department- Planning & Ed	A.4010.27	8100	Pymts to Retire System	106,721					Add GIS Tech Position 224 to Health Department
296	Health Department- Planning & Ed	A.4010.27	8200	Pymts to State Soc Sec	44,620					Add GIS Tech Position 224 to Health Department
296	Health Department- Planning & Ed	A.4010.27	8355	Long-Term Disability	600					Add GIS Tech Position 224 to Health Department
296	Health Department- Planning & Ed	A.4010.27	8400	Hospital, Med & Surg Ins	102,526					Add GIS Tech Position 224 to Health Department
296	Health Department- Planning & Ed	A.4010.27	8450	Optical Insurance	2,052					Add GIS Tech Position 224 to Health Department
296	Health Department- Planning & Ed	A.4010.27	8500	Dental Insurance	9,378					Add GIS Tech Position 224 to Health Department
16	Comptroller	A.1315	1010	Positions-335	801,512					Add Senior Accountant Position 335 to Comptroller
16	Comptroller	A.1315	8100	Pymts to Retire System	146,828					Add Senior Accountant Position 335 to Comptroller
16	Comptroller	A.1315	8200	Pymts to State Soc Sec	61,328					Add Senior Accountant Position 335 to Comptroller
16	Comptroller	A.1315	8355	Long-Term Disability	1,759					Add Senior Accountant Position 335 to Comptroller

2014 Budget Amendments

PAGE	DEPARTMENT	DEPT CODE	APPROP LINE	LINE DESCRIPTION	2014 BUDGET	2014 BUDGET AMENDED TOTAL	12/31/13 DIFFERENCE	FINAL 12-31-13 AMENDMENTS	2013 DIFFERENCE	COMMENTS/INTEREST
16	Comptroller	A.1315	8400	Hospital, Med & Surg Ins	180,975			179,592	18,617	Add Senior Accountant Position 335 to Comptroller
16	Comptroller	A.1315	8450	Optical Insurance	2,732			2,950	228	Add Senior Accountant Position 335 to Comptroller
16	Comptroller	A.1315	8500	Dental Insurance	12,817			13,859	1,042	Add Senior Accountant Position 335 to Comptroller
408	DPW-Engineering	D.5020	8200	Positions- Add 1270, Delete 3083	1,105,143			1,135,960	31,817	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8355	Pymts to State Soc Sec	84,558			86,702	2,144	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8400	Long-Term Disability	1,403			2,075	672	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8450	Hospital, Med & Surg Ins	210,543			215,566	5,023	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8500	Optical Insurance	3,416			3,420	4	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8500	Dental Insurance	15,943			15,630	(313)	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8800	Life Ins & Acc Death & Dismemb	381			790	429	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8850	ACC Death & Dismemb	33			72	39	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
470	Dept Comm & Family Svcs	A.6010	1010	Positions-2188	17,621,191			17,678,628	58,437	Add Back WCMF Support Asst position 2188 to DCFS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8100	Pymts to Retire System	3,476,934			3,488,388	11,454	Add Back WCMF Support Asst position 2188 to DCFS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8200	Pymts to State Soc Sec	1,347,178			1,351,648	4,472	Add Back WCMF Support Asst position 2188 to DCFS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8355	Long-Term Disability	23,502			23,562	60	Add Back WCMF Support Asst position 2188 to DCFS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8400	Hospital, Med & Surg Ins	421,193			428,640	7,447	Add Back WCMF Support Asst position 2188 to DCFS instead of DMH
478	DCFS- Serv for Recip	A.6070	4400,4425	Contract Agencies-Hudson River Ho	527,438			537,438	10,000	Add Back WCMF Support Asst position 2188 to DCFS instead of DMH
494	DCFS-Youth Dev Delinquent Progr	A.7310,54	4400,4461	Contract Agencies-Coop Ext	0			20,000	20,000	
25	OCIS-Telecom	A.1650	4230,51	Telephone Landlines	380,000			380,000	(30,000)	
25	OCIS-Telecom	A.1650	4230,52	Telephone Cell Phones/Wireless Se	95,000			80,000	(15,000)	
35	OCIS-Print/Mail-Mail	A.1670,19	4650	External Postage	355,418			290,000	(65,418)	
86	Finance	A.1310	4448	Accountants & Auditors	10,000			5,000	(5,000)	
212	Emergency Response	A.3410	4613	Repairs/Alt to Real Prop	12,000			10,000	(2,000)	
224	Probation	A.3140	4439	Summons & Witness Fees	0			35,000	35,000	Reinstute family court process serving eliminated in 2010.
553	Soil & Water Conservation	A.8710	4400,4662	Soil Conservation	235,000			285,000	50,000	Increase appropriations for Soil & Water Conservation
136	DPW-Bldgs	A.1620	4126	Fuel Oil for Heating	283,725			253,725	(10,000)	Offset increase in appropriation to Soil & Water Conservation
136	DPW-Bldgs	A.1620	4210	Gas & Public Utilities	140,560			135,560	(5,000)	Offset increase in appropriation to Soil & Water Conservation
400	DPW-Auto Center	A.1640	4130	Gasoline/Diesel	975,000			960,000	(15,000)	Offset increase in appropriation to Soil & Water Conservation
401	DPW- Auto Center	A.1640	4612,101	Repairs/Alt to Equip.Vehicle	60,000			55,000	(5,000)	
410	DPW- Engineering	D.5020	4130	Gasoline/Diesel	5,600			3,600	(2,000)	
421	DPW- Road Machinery Admin	E5130	4130	Professional Services - Consultants	45,000			10,000	(35,000)	
526	DPW-Parks	A.7110	1050	Gasoline/Diesel	481,500			441,500	(40,000)	
528	DPW-Parks	A.7110	4127	Overtime	52,000			40,000	(12,000)	
530	DPW-Parks	A.7110	4611	Propane Gas	15,515			12,515	(3,000)	
532	DWP-Parks DC Stadium	A.7110,66	4611	Refuse Removal	16,443			13,443	(3,000)	
479	DCFS- Serv for Recip	A.6070	4401,106	Repairs/Alt to Real Prop	45,000			30,000	(15,000)	
143	Contingency & Vacancy Factor	A.1990	4787,1000	Professional Services- Program	500,000			750,000	250,000	
	LEGISLATIVE CHANGE:			Special Contingency, BOE	0			99,361	99,361	Establish a special contingency account for the BOE.
	LEGISLATIVE CUMULATIVE CHANGE:						(17,688)		488,970	
	TOTAL CHANGE TO APPROPRIATIONS:					438,833,679			439,340,337	
	CUMULATIVE CHANGE:						27,763,200		28,269,858	
							438,833,679		439,340,337	FINAL BALANCE APPROPRIATIONS

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 24 0
 Yes No
 Abstentions: 0

AF / D Borchert

See attached sheet

add DPW Engineer remove

*2013342
12.5.13*

Assistant Civil Engineers II

2014 Budget Amendments

PAGE	DEPARTMENT	DEPT CODE	APPROV LINE	LINE DESCRIPTION	2014 BUDGET	2014-13-15 AMENDED TOTAL	12/1/13 DIFFERENCE	FINAL 12-1-13 AMENDMENTS	12/1/13 DIFFERENCE	COMMENTS/INTENT
16	Comptroller	A.1315	8400	Hospital, Med & Surg Ins	160,975			179,592	18,617	Add Senior Accountant Position 335 to Comptroller
16	Comptroller	A.1315	8450	Optical Insurance	2,732			2,960	228	Add Senior Accountant Position 335 to Comptroller
16	Comptroller	A.1315	8500	Dental Insurance	12,817			13,859	1,042	Add Senior Accountant Position 335 to Comptroller
408	DPW Engineering	D.5020	1010	Posit ons-Add 1270, Delete 3083	1,105,143			1,136,960	31,817	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW Engineering	D.5020	8200	Pymts to State Soc Sec	84,558			86,702	2,144	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW Engineering	D.5020	8355	Long-Term Disability	1,403			2,075	672	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW Engineering	D.5020	8400	Hospital, Med & Surg Ins	210,543			215,568	5,023	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW Engineering	D.5020	8450	Optical Insurance	3,416			3,420	4	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW Engineering	D.5020	8500	Dental Insurance	15,943			15,630	(313)	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW Engineering	D.5020	8850	Life Ins & Acc Death & Dismemb	361			790	429	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
470	Dept Comm & Family Svcs	A.6010	1010	ACC Death & Dismemb	33			72	39	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
470	Dept Comm & Family Svcs	A.6010	8100	Positions-2168	17,621,191			17,679,628	58,437	Add Back WCVWP Support Asst position 2168 to DCFSS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8200	Pymts to Refire System	3,476,934			3,488,388	11,454	Add Back WCVWP Support Asst position 2168 to DCFSS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8355	Pymts to State Soc Sec	1,347,176			1,351,648	4,472	Add Back WCVWP Support Asst position 2168 to DCFSS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8400	Long-Term Disability	23,502			23,562	60	Add Back WCVWP Support Asst position 2168 to DCFSS instead of DMH
478	DCFS- Serv for Recip	A.6070	8400	Hospital, Med & Surg Ins	421,193			428,640	7,447	Add Back WCVWP Support Asst position 2168 to DCFSS instead of DMH
484	DCFS- Youth Dev Delinquent Progr	A.7310.54	4400.4425	Contract Agencies Hudson River Hd	527,438			537,438	10,000	
25	OCIS-Telecom	A.1650	4230.51	Contract Agencies Coop Ext	0			20,000	20,000	
25	OCIS-Telecom	A.1650	4230.52	Telephone Landlines	380,000			380,000	(30,000)	
35	OCIS-Print/Mail-Mail	A.1670.19	4650	Telephone Cell Phones/Wireless Se	95,000			80,000	(15,000)	
86	Finance	A.1310	4448	External Postage	355,418			280,000	(65,418)	
212	Emergency Response	A.3410	4613	Accountants & Auditors	10,000			5,000	(5,000)	
224	Probation	A.3140	4439	Repairs/Alt to Real Prop	12,000			10,000	(2,000)	
553	Soil & Water Conservation	A.8710	4400.4662	Summons & Witness Fees	0			35,000	35,000	Reinstitute family court process serving eliminated in 2010.
136	DPW-Bldgs	A.1620	4126	Soil Conservation	235,000			255,000	20,000	Increase appropriations for Soil & Water Conservation
136	DPW-Bldgs	A.1620	4210	Fuel Oil for Heating	263,725			263,725	(10,000)	Offset increase in appropriation to Soil & Water Conservation
400	DPW-Auto Center	A.1640	4130	Gas & Public Utilities	140,560			135,560	(5,000)	Offset increase in appropriation to Soil & Water Conservation
401	DPW-Auto Center	A.1640	4612.101	Gasoline/Diesel	975,000			980,000	(5,000)	Offset increase in appropriation to Soil & Water Conservation
409	DPW-Engineering	D.5020	4130	Repairs/Alt to Equip Vehicle	5,600			55,000	(5,000)	
410	DPW-Engineering	D.5020	4130	Gasoline/Diesel	5,600			3,600	(2,000)	
421	DPW- Road Machinery Admin	E5130	4401.105	Professional Services - Consultants	45,000			10,000	(35,000)	
528	DPW-Parks	A.7110	1050	Gasoline/Diesel	481,500			441,500	(40,000)	
530	DPW-Parks	A.7110	4127	Overtime	52,000			40,000	(12,000)	
532	DWP-Parks DC Stadium	A.7110.66	4611	Propane Gas	15,515			12,515	(3,000)	
479	DCFS- Serv for Recip	A.6070	4401.106	Refuse Removal	16,443			13,443	(3,000)	
143	Contingency & Vacancy Factor	A.1990	4767.1000	Repairs/Alt to Real Prop	45,000			30,000	(15,000)	
	LEGISLATIVE CHANGE:			Professional Services- Program	500,000			750,000	250,000	
	LEGISLATIVE CUMULATIVE CHANGE:			Special Contingency BOE	0			99,361	99,361	Establish a special contingency account for the BOE.
	TOTAL CHANGE TO APPROPRIATIONS:					(17,688)		488,970	488,970	
	CUMULATIVE CHANGE:					438,833,679		439,340,337	439,340,337	FINAL BALANCE APPROPRIATIONS
						27,763,200		28,269,858	28,269,858	
						438,833,679		439,340,337	439,340,337	

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 24 0
 Yes No
 Abstentions: 0

AF/D Borchert

See attached sheet

*Add WCWP Support Asst Position
 to D CFS instead of DMH*

*12.5.13
 2013342*

2014 Budget Amendments

PAGE #	DEPARTMENT	DEPT CODE	APPROP LINE	LINE DESCRIPTION	2014 BUDGET	04/15/13 AMENDED TOTAL	12/31/13 DIFFERENCE	FINAL 12/31/13 AMENDMENTS	12/31/13 DIFFERENCE	COMMENTS/REMARKS
15	Comptroller	A.1315	8400	Hospital, Med & Surg Ins	180,975			179,592	13,617	Add Senior Accountant Position 335 to Comptroller
16	Comptroller	A.1315	8450	Optical Insurance	2,732			2,960	228	Add Senior Accountant Position 335 to Comptroller
16	Comptroller	A.1315	8500	Dental Insurance	12,817			13,859	1,042	Add Senior Accountant Position 335 to Comptroller
408	DPW-Engineering	D.5020	1010	Positions- Add 1270, Delete 3083	1,105,143			1,136,980	31,617	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8200	Pymts to State Soc Sec	84,558			86,702	2,144	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8355	Long-Term Disability	1,403			2,075	672	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8400	Hospital, Med & Surg Ins	210,543			215,566	5,023	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8450	Optical Insurance	3,418			3,420	4	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8500	Dental Insurance	15,943			15,630	(313)	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8800	Life Ins & Acc Death & Disemb	361			790	429	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8850	ACC Death & Disemb	33			72	39	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
470	Dept Comm & Family Svcs	A.6010	1010	Positions-2168	17,621,191			17,679,628	58,437	Add Back WGVMP Support Asst position 2168 to DCFS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8100	Pymts to Retire System	3,476,934			3,488,388	11,454	Add Back WGVMP Support Asst position 2168 to DCFS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8200	Pymts to State Soc Sec	1,347,176			1,351,648	4,472	Add Back WGVMP Support Asst position 2168 to DCFS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8355	Long-Term Disability	23,502			23,562	60	Add Back WGVMP Support Asst position 2168 to DCFS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8400	Hospital, Med & Surg Ins	421,193			428,640	7,447	Add Back WGVMP Support Asst position 2168 to DCFS instead of DMH
478	DCFS- Serv for Recip	A.6070	4400.4425	Contract Agencies Hudson River Ho	527,438			537,438	10,000	
494	DCFS- Youth Dev Delinquent Progr	A.7310.54	4400.4461	Contract Agencies Coop Ext	0			20,000	20,000	
25	OCIS-Telecom	A.1650	4230.51	Telephone Landlines	360,000			350,000	(30,000)	
25	OCIS-Telecom	A.1650	4230.52	Telephone Cell Phones/Wireless Se	95,000			80,000	(15,000)	
35	OCIS-Print/Mail-Mail	A.1670.19	4650	External Postage	355,418			250,000	(65,418)	
86	Finance	A.1310	4448	Accountants & Auditors	10,000			5,000	(5,000)	
224	Emergency Response	A.3140	4613	Repairs/Air to Real Prop	12,000			10,000	(2,000)	
224	Probation	A.3140	4439	Summons & Witness Fees	0			35,000	35,000	Reinstitute family court process serving eliminated in 2010.
553	Soil & Water Conservation	A.8710	4400.4662	Soil Conservation	235,000			265,000	30,000	Increase appropriations for Soil & Water Conservation
136	DPW-Bldgs	A.1620	4126	Fuel Oil for Heating	263,725			263,725	(10,000)	Offset increase in appropriation to Soil & Water Conservation
136	DPW-Bldgs	A.1620	4210	Gas & Public Utilities	140,560			135,560	(5,000)	Offset increase in appropriation to Soil & Water Conservation
400	DPW-Auto Center	A.1640	4130	Gasoline/Diesel	975,000			960,000	(15,000)	Offset increase in appropriation to Soil & Water Conservation
401	DPW- Auto Center	A.1640	4612.101	Repairs/Air to Equip Vehicle	60,000			55,000	(5,000)	
408	DPW- Engineering	D.5020	4130	Gasoline/Diesel	5,600			3,600	(2,000)	
410	DPW- Engineering	D.5020	4401.105	Professional Services - Consultants	45,000			10,000	(35,000)	
421	DPW- Road Machinery Admin	E5130	4130	Gasoline/Diesel	481,500			441,500	(40,000)	
526	DPW-Parks	A.7110	1050	Overtime	52,000			40,000	(12,000)	
526	DPW-Parks	A.7110	4127	Propane Gas	15,515			12,515	(3,000)	
530	DPW-Parks	A.7110	4611	Refuse Removal	16,443			13,443	(3,000)	
532	DWP-Parks DC Stadium	A.7110.66	4613	Repairs/Air to Real Prop	45,000			30,000	(15,000)	
479	DCFS- Serv for Recip	A.6070	4401.106	Professional Services- Program	500,000			750,000	250,000	
143	Contingency & Vacancy Factor	A.1990	4767.1000	Special Contingency, BOE	0			99,361	99,361	Establish a special contingency account for the BOE.
LEGISLATIVE CHANGE:							(17,658)			
LEGISLATIVE CUMULATIVE CHANGE:							438,833,679		439,340,337	
TOTAL CHANGE TO APPROPRIATIONS:							27,763,200		28,269,858	
CUMULATIVE CHANGE:							438,833,679		439,340,337	FINAL BALANCE APPROPRIATIONS

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution:
 Motion: ✓

Total: 24 0
 Yes No
 Abstentions: 0

AF/D Borchert

*Mand bracketed amendments
 on attached sheet - OCIS/Finance/
 Emergency Response/DPW/Contingency*

*12.5.13
 2013342*

2014 Budget Amendments

PAGE	DEPARTMENT	DEPT CODE	PROP LINE	LINE DESCRIPTION	2014 BUDGET	2014-11-15 AMENDED TOTAL	11/21/15 DIFFERENCE	FINAL 12-4-15 AMENDED TOTAL	12/31/15 DIFFERENCE	COMMENTS/INTENT
408	DPW-Engineering	D.5020	8200	Permits to State Soc Sec	84,568			86,702	2,144	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8355	Long-Term Disability	1,403			2,075	672	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8400	Hospital, Med & Surg Ins	210,543			215,566	5,023	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8450	Optical Insurance	3,416			3,420	4	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8500	Dental Insurance	15,843			15,630	(313)	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8600	Life Ins & Acc Death & Dismemb	361			790	429	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
408	DPW-Engineering	D.5020	8650	ACC Death & Dismemb	33			72	39	Add Back Dir of Eng Position 1270 and delete ACE II Position 3083
470	Dept Comm & Family Svcs	A.6010	1010	Positions-2168	17,621,191			17,679,628	58,437	Add Back WCVWP Support Asst position 2168 to DCFPS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8100	Pymts to Refire System	3,476,934			3,488,388	11,454	Add Back WCVWP Support Asst position 2168 to DCFPS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8200	Pymts to State Soc Sec	1,347,176			1,351,848	4,672	Add Back WCVWP Support Asst position 2168 to DCFPS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8355	Long-Term Disability	23,502			23,562	60	Add Back WCVWP Support Asst position 2168 to DCFPS instead of DMH
470	Dept Comm & Family Svcs	A.6010	8400	Hospital, Med & Surg Ins	421,193			428,640	7,447	Add Back WCVWP Support Asst position 2168 to DCFPS instead of DMH
478	DCFPS- Serv for Recip	A.6070	4400,4425	Contract Agencies-Hudson River Ho	527,438			537,438	10,000	
494	DCFPS-Youth Dev Delinquent Proar	A.7310,54	4400,4461	Contract Agencies-Coop Ext	0			20,000	20,000	
25	OCIS-Telecom	A.1650	4230,51	Telephone Landlines	380,000			350,000	(30,000)	
25	OCIS-Telecom	A.1650	4230,52	Telephone Cell Phones/Wireless Sa	95,000			80,000	(15,000)	
35	OCIS-Print/Mail-Mail	A.1670,19	4650	External Postage	355,418			290,000	(65,418)	
86	Finance	A.1310	4448	Accountants & Auditors	10,000			5,000	(5,000)	
212	Emergency Response	A.3410	4613	Repairs/Alt to Real Prop	12,000			10,000	(2,000)	
224	Probation	A.3140	4439	Summons & Witness Fees	0			35,000	35,000	Reinstitute family court process savings eliminated in 2010.
553	Soil & Water Conservation	A.8710	4400,4662	Soil Conservation	235,000			265,000	30,000	Increase appropriations for Soil & Water Conservation
136	DPW-Bldgs	A.1620	4128	Fuel Oil for Heating	263,725			253,725	(10,000)	Offset Increase in appropriation to Soil & Water Conservation
136	DPW-Bldgs	A.1620	4210	Gas & Public Utilities	140,560			135,560	(5,000)	Offset Increase in appropriation to Soil & Water Conservation
400	DPW-Auto Center	A.1640	4130	Gasoline/Diesel	975,000			960,000	(15,000)	Offset Increase in appropriation to Soil & Water Conservation
401	DPW- Auto Center	A.1640	4612,101	Repairs/Alt to Equip.Vehicle	60,000			55,000	(5,000)	
409	DPW- Engineering	D.5020	4130	Gasoline/Diesel	5,600			3,600	(2,000)	
410	DPW- Engineering	D.5020	4401,105	Professional Services - Consultants	45,000			10,000	(35,000)	
421	DPW- Road Machinery Admin	E5130	4130	Gasoline/Diesel	481,500			441,500	(40,000)	
528	DPW-Parks	A.7110	1050	Overtime	52,000			40,000	(12,000)	
528	DPW-Parks	A.7110	4127	Propane Gas	15,515			12,515	(3,000)	
530	DPW-Parks	A.7110	4611	Refuse Removal	16,443			13,443	(3,000)	
532	DWP-Parks,DC Stadium	A.7110,66	4613	Repairs/Alt to Real Prop	45,000			30,000	(15,000)	
479	DCFPS- Serv for Recip	A.6070	4401,106	Professional Services- Program	500,000			750,000	250,000	
143	Contingency & Vacancy Factor	A.1990	4767,1000	Special Contingency, BOE	0			99,361	99,361	Establish a special contingency account for the BOE.
LEGISLATIVE CHANGE:										
LEGISLATIVE CUMULATIVE CHANGE:										
						438,833,679		439,340,337		
TOTAL CHANGE TO APPROPRIATIONS:										
						27,763,200		28,269,858		
CUMULATIVE CHANGE:										
						438,833,679		439,340,337	FINAL BALANCE APPROPRIATIONS	

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
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District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: _____
 Yes _____ No _____
 Abstentions: _____

AF

add Family Court

Process server

*to Probation A 3140 . 4439
 + \$ 35,000*

*2013342
 12.5.13*

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
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District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 24 0
 Yes No
 Abstentions: 0

A 8710 Soil + Water Conservation

4400.4662 + 30,000

2013342
 12.5.13

Roll Call Sheets

District	Last Name	Yes	No
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District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 24 0
 Yes No
 Abstentions: 0

AF/DBorchert

*See attached sheet
 Amendmentsⁱⁿ Brackets*

*2013342
 12.5.13*

PAGE #	DEPARTMENT	DEPT CODE	APPROPRIATION LINE	LINE DESCRIPTION	2014 BUDGET	FINAL 2014-15 AMENDMENTS	2014-15 DIFFERENCE	NETS	TENTATIVE BUDGET VS. NETS	COMMENTS/INVEST
	2014- Amendments to Budget Revenues									
	STARTING POINT- 2014 Tentative Budget									
	BUDGET OFFICE AMENDMENTS:									
448	DPW-Airport	EA.5610	50310	Interfund transfer	FROM	TO	IMPACT	TO	411,070,479	
546	Planning & Development	A.8020	39890	Other Home & Comm Svcs	633,254	478,454	(154,800)		IMPACT	Move Ballerill Dept services from Airport to General as it is not an Airport specific project.
158	Sales Tax	A.1331	11100	Sales & Use Tax	17,500	37,500	20,000		20,000	Increase in funds needed for the Ag Plan- 100% Funded.
	BUDGET OFFICE CHANGE:									
					153,983,000	181,891,000	27,898,000		27,898,000	Adjust budget to reflect gross sales tax revenue.
							27,763,200		27,763,200	
							438,833,679		438,833,679	
	BUDGET OFFICE CUMULATIVE CHANGE:									
	LEGISLATIVE AMENDMENTS:									
98	Finance	A.1310	12350.01	Tax Adv & Redemption Search Fee	FROM	TO	IMPACT	TO	IMPACT	
99	Real Property Tax Division	A.1355	12500.00	Assessor Fees/Maps & Aero Photos	180,000	190,000	10,000		10,000	
141	DPW-Bldgs.	A.1620	30210	Court Facilities	11,000	12,500	1,500		1,500	
501	Dept Comm & Family Svcs	A.6010	36100.04	DOFS Admin. RF2A	410,000	435,000	25,000		25,000	
327	Health Department- Planning & Ed	A.4010.27	34010.01	Pub Hlth. Article 6	5,630,831	5,679,963	49,122		49,122	Adj Back WOMP Support Ast position 2188 to DOFS Instead of DMH- Reimb. 80%
510	DOFS-Safety Net	A6140	36400	Safety Net	188,375	206,713	18,338		18,338	Add GIS Tech Position 224 to Health Department- Reimb. 35% Salary only
533	DPW-Parks	A.7110	20010	Parks	1,777,000	1,779,900	2,900		2,900	Reimbursement for \$10,000 Increase for Hudson River Housing at 28%
158	Sales Tax	A.1331	11100	Sales & Use Tax	182,625	190,000	7,375		7,375	
					181,891,000	182,240,361	349,361		349,361	Establish a special contingency account for the BOE using sales tax
	LEGISLATIVE CUMULATIVE CHANGE:									
							463,596		463,596	
							439,297,275		439,297,275	
	TOTAL CHANGE TO REVENUES:									
							28,226,796		28,226,896	
	CUMULATIVE CHANGE REVENUES:									
							439,297,275		439,297,375	FINAL BALANCE REVENUES
	NET PROPERTY TAX LEVY IMPACT:									
					107,931,374	107,974,436	43,062	107,974,160	42,786	NET PROPERTY TAX LEVY IMPACT

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 24 0
 Yes No
 Abstentions: 0

RW/JM
 PS. 479 DCFs - Serv for Recip
 A6070. 4401. Increase by \$250,000
 106 Heap Program

2013342
 12.5.13

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6-- Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		4
District 5 - Town of Poughkeepsie	Roman		5
District 7 - Town of Hyde Park	Perkins	4	
District 9 - City of Poughkeepsie	White	5	
District 11 - Towns of Rhinebeck and Clinton	Tyner	6	
District 12 - Town of East Fishkill	Weiss		16
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		6
District 14 - Town of Wappinger	Amparo	7	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		7
District 17 - Town and Village of Fishkill	Miccio		8
District 18 - City of Beacon	Forman		9
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	8	
District 20 - Town of Red Hook	Traudt		10
District 21 - Town of East Fishkill	Horton		11
District 22 - Town of Beekman	Hutchings		12
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		13
District 24 - Towns of Dover and Union Vale	Surman		14
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		15

Present: 24
 Absent: 1
 Vacant: 0

Resolution:
 Motion:

Total : 8 15
 Yes No

Abstentions:

JT/AMAC

defeated

See attached sheet
 - 180,000

12.5.13
 2013342

Budget Amendment Form

From Legislator: TYNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
036	HW-Bldgs	A-1620	4220	Electr-Light & power	\$598,641	\$418,641	\$180,000

Notes:

(If any)

[Savings from money-down,
power-purchase agreements
for
County buildings → solar]
→ (30% savings
in
Schenectady
County
fuel
costs)

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland	16	
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino	4	-
District 5 - Town of Poughkeepsie	Roman		3
District 7 - Town of Hyde Park	Perkins	5	
District 9 - City of Poughkeepsie	White	6	
District 11 - Towns of Rhinebeck and Clinton	Tyner	7	
District 12 - Town of East Fishkill	Weiss	8	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		4
District 14 - Town of Wappinger	Amparo	9	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato	10	
District 17 - Town and Village of Fishkill	Miccio		5
District 18 - City of Beacon	Forman		6
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	11	
District 20 - Town of Red Hook	Traudt	12	
District 21 - Town of East Fishkill	Horton	13	
District 22 - Town of Beekman	Hutchings		7
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	14	
District 24 - Towns of Dover and Union Vale	Surman		8
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey	15	

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ☒
 Motion: ☒

Total: 16 8
 Yes No
 Abstentions: 0

JT/JDoxsey

see attached sheet

ps. 478

A6070. 4400. 4425

+ \$10,000

2013342
 12.5.13

Budget Amendment Form

From Legislator: _____

TURNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
478	DCES - Services for Recipients	A-6070	4400. 4425	Adrian River Housing	\$527,438	\$537,438	\$10,000

Notes:

(If any)

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert	1	
District 6 - Town of Poughkeepsie	Flesland		2
District 10 - City of Poughkeepsie	Jeter-Jackson	2	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	3	
District 1 - Town of Poughkeepsie	Doxsey	4	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino	5	
District 5 - Town of Poughkeepsie	Roman		3
District 7 - Town of Hyde Park	Perkins	6	
District 9 - City of Poughkeepsie	White	7	
District 11 - Towns of Rhinebeck and Clinton	Tyner	8	
District 12 - Town of East Fishkill	Weiss		4
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		5
District 14 - Town of Wappinger	Amparo	9	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		6
District 17 - Town and Village of Fishkill	Miccio		7
District 18 - City of Beacon	Forman		8
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	10	
District 20 - Town of Red Hook	Traudt	11	
District 21 - Town of East Fishkill	Horton	12	
District 22 - Town of Beekman	Hutchings		9
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		10
District 24 - Towns of Dover and Union Vale	Surman		11
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey	13	

Present: 24
 Absent: 1
 Vacant: 0

Resolution: _____
 Motion: _____

Total: 13 11
 Yes No
 Abstentions: 0

JT/AMAC

pg. 494 A. 7310.54

4400 4461
 + \$20,000

12.5.13
 2013342

Budget Amendment Form

From Legislator:

TWNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
494	OCS - both new program regions	A. 731084	4400 4461	Council Cooperative Extension of Antelope County	0	\$20,000	\$20,000

Notes:

(If any)

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		4
District 5 - Town of Poughkeepsie	Roman		5
District 7 - Town of Hyde Park	Perkins	4	
District 9 - City of Poughkeepsie	White		6
District 11 - Towns of Rhinebeck and Clinton	Tyner	5	
District 12 - Town of East Fishkill	Weiss		7
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		8
District 14 - Town of Wappinger	Amparo	6	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		9
District 17 - Town and Village of Fishkill	Miccio		10
District 18 - City of Beacon	Forman		11
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	7	
District 20 - Town of Red Hook	Traudt		12
District 21 - Town of East Fishkill	Horton		13
District 22 - Town of Beekman	Hutchings		14
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		15
District 24 - Towns of Dover and Union Vale	Surman		16
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		17

Present: 24

Resolution:

Total :

Absent: 1

Motion: ☒

Yes

No

Vacant: 0

Abstentions: 0

JT/DBlalock
pg. 535
A. 8040

Human Rights
+ 50,000

2013342
12.5.13

Budget Amendment Form

From Legislator: TURNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
535	Human Rights Commission	A-0010		Human Rights Commission	0	\$50,000	\$50,000

Notes:

(If any)

[This is Antebellum — name to Eleanor Roosevelt]

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		4
District 5 - Town of Poughkeepsie	Roman		5
District 7 - Town of Hyde Park	Perkins	4	
District 9 - City of Poughkeepsie	White		6
District 11 - Towns of Rhinebeck and Clinton	Tyner	5	
District 12 - Town of East Fishkill	Weiss		7
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		8
District 14 - Town of Wappinger	Amparo	6	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		9
District 17 - Town and Village of Fishkill	Miccio		10
District 18 - City of Beacon	Forman		11
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	7	
District 20 - Town of Red Hook	Traudt		12
District 21 - Town of East Fishkill	Horton		13
District 22 - Town of Beekman	Hutchings		14
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		15
District 24 - Towns of Dover and Union Vale	Surman		16
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		17

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 7 17
 Yes No

Abstentions:

JT/AMAC

ET. 5680

12.5.13

2013342

17500.00 + 1,000
 17500.01 + 1,000
 17500.03 + 1,000
 17500.05 + 1,000
 17500.06 + 1,000
 17500.07 + 1,000
 17500.08 + 1,000

Budget Amendment Form

From Legislator: _____

TURNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
395	Public Transportation	ET-5690	17500.00	Fixed Rate: FB	\$665,380	-\$666,380	-\$1000
			17500.01	Flex: FB	\$4586	-\$5586	-\$1000
			17500.03	Bus	\$18,500	-\$19,500	-\$1000
			17500.05	OPERATIONS OFA OAC: Tony	\$260,049	-\$261,049	-\$1000
			17500.06	ASAC Complementary	\$17,164	-\$18,164	-\$1000
			17500.07	Radialmk: FB	\$18,250	-\$19,250	-\$1000
			17500.08	Updolls	\$9,250	-\$10,250	-\$1000

Notes:

(If any)

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		4
District 5 - Town of Poughkeepsie	Roman		5
District 7 - Town of Hyde Park	Perkins	4	
District 9 - City of Poughkeepsie	White	5	
District 11 - Towns of Rhinebeck and Clinton	Tyner	6	
District 12 - Town of East Fishkill	Weiss		6
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		7
District 14 - Town of Wappinger	Amparo	7	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		8
District 17 - Town and Village of Fishkill	Miccio		9
District 18 - City of Beacon	Forman		10
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	8	
District 20 - Town of Red Hook	Traudt		11
District 21 - Town of East Fishkill	Horton		12
District 22 - Town of Beekman	Hutchings		13
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		14
District 24 - Towns of Dover and Union Vale	Surman		15
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		16

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 8 16
 Yes No
 Abstentions: 0

PS. 539.540

A820.4403

+ 4,000

2013342
 12.5.13

Budget Amendment Form

From Legislator: _____

TURNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
539-269 540	Planning & Development	A. 9020	4403	Environmental Services	\$4000	\$8000	\$4000

Notes:

(If any)

To help implement Solarize Butches program w/ P.C. Environmental Mgmt Council, (and coop. Extension & Butches County, et al.)

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		4
District 5 - Town of Poughkeepsie	Roman		5
District 7 - Town of Hyde Park	Perkins	4	
District 9 - City of Poughkeepsie	White	5	
District 11 - Towns of Rhinebeck and Clinton	Tyner	6	
District 12 - Town of East Fishkill	Weiss		6
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		7
District 14 - Town of Wappinger	Amparo	7	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		8
District 17 - Town and Village of Fishkill	Miccio		9
District 18 - City of Beacon	Forman		10
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	8	
District 20 - Town of Red Hook	Traudt		11
District 21 - Town of East Fishkill	Horton		12
District 22 - Town of Beekman	Hutchings		13
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		14
District 24 - Towns of Dover and Union Vale	Surman		15
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		16

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 8 16
 Yes No
 Abstentions: 0

JT/AM^{AC}

MTBE - Groundwater
 + \$1,000

12.5.13
 2013 342

Budget Amendment Form

From Legislator: _____

TURNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
304	Health Dept. Community	A-401029	4653	Public Info and Services	\$380	\$1350	\$1000

Notes:

(If any)

to educate county residents
about forest & MPE, etc
in groundwater across county

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		4
District 5 - Town of Poughkeepsie	Roman		5
District 7 - Town of Hyde Park	Perkins	4	
District 9 - City of Poughkeepsie	White		6
District 11 - Towns of Rhinebeck and Clinton	Tyner	5	
District 12 - Town of East Fishkill	Weiss		7
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		8
District 14 - Town of Wappinger	Amparo	6	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		9
District 17 - Town and Village of Fishkill	Miccio		10
District 18 - City of Beacon	Forman		11
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	7	
District 20 - Town of Red Hook	Traudt		12
District 21 - Town of East Fishkill	Horton		13
District 22 - Town of Beekman	Hutchings		14
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		15
District 24 - Towns of Dover and Union Vale	Surman		16
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		17

Present: 24
 Absent: 1
 Vacant: 0

Resolution: _____
 Motion: ☒

Total: 7 17
 Yes No
 Abstentions: 0

JT/AMAC

Youth Bureau

Project Return

+ \$159,460

2013342
 12.5.13

Budget Amendment Form

From Legislator: _____

TANNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
11919	Food Bureau	A.7310	1010	Food Return	0	\$159,460	\$159,460
	Project Return	57	4626.78	Project Return			

Notes:

(If any)

8200
8355
8400
8450
8500
8100
4626.78
4626.78

Food Return
Food Return
Food Return

(over)

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		4
District 5 - Town of Poughkeepsie	Roman		5
District 7 - Town of Hyde Park	Perkins	4	
District 9 - City of Poughkeepsie	White	5	
District 11 - Towns of Rhinebeck and Clinton	Tyner	6	
District 12 - Town of East Fishkill	Weiss		6
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		7
District 14 - Town of Wappinger	Amparo	7	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		8
District 17 - Town and Village of Fishkill	Miccio		9
District 18 - City of Beacon	Forman		10
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	8	
District 20 - Town of Red Hook	Traudt		11
District 21 - Town of East Fishkill	Horton		12
District 22 - Town of Beekman	Hutchings		13
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		14
District 24 - Towns of Dover and Union Vale	Surman		15
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		16

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion: ✓

Total: 8

Yes

No

Abstentions: 0

JT / R Weiss

ps. 284 Criminal Justice

+ 20,000

2013342

12.5.13

Budget Amendment Form

From Legislator: _____

TYNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
284	Criminal Justice Council	A-3010		OTC Admin	\$65,325	\$85,325	\$20,000

Notes:

(If any)

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	<input checked="" type="checkbox"/>	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		<input checked="" type="checkbox"/>
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ☒
 Motion: ☒

Total: 23 40
 Yes No
 Abstentions: 0

AF/DBorchert

Call the Question

*12.5.13
 2013342*

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson		4
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		5
District 1 - Town of Poughkeepsie	Doxsey		6
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		7
District 5 - Town of Poughkeepsie	Roman		8
District 7 - Town of Hyde Park	Perkins		9
District 9 - City of Poughkeepsie	White		10
District 11 - Towns of Rhinebeck and Clinton	Tyner	1	
District 12 - Town of East Fishkill	Weiss		11
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		12
District 14 - Town of Wappinger	Amparo		13
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		14
District 17 - Town and Village of Fishkill	Miccio		15
District 18 - City of Beacon	Forman		16
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		17
District 20 - Town of Red Hook	Traudt		18
District 21 - Town of East Fishkill	Horton		19
District 22 - Town of Beekman	Hutchings		20
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		21
District 24 - Towns of Dover and Union Vale	Surman		22
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		23

Present: 24

Resolution:

Total: 1

Absent: 1

Motion: ✓

Yes

No

Vacant: 0

Abstentions: 0

JT/AMAC

pg. 480

DCFS - Medicaid Svs.

Living Wage

2013342

12.5.13

Budget Amendment Form

From Legislator: _____

TUNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
480	DFS - Medicaid Services	A-6100	4450	Medicaid Services	\$43,561,856	\$37,561,856	\$6,000,000

Notes:

(If any)

[Savings in Medicaid costs from new county law making some employees of corporate chain stores and corporate chain restaurants are paid a living wage]

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino		4
District 5 - Town of Poughkeepsie	Roman		5
District 7 - Town of Hyde Park	Perkins	4	
District 9 - City of Poughkeepsie	White		6
District 11 - Towns of Rhinebeck and Clinton	Tyner	5	
District 12 - Town of East Fishkill	Weiss		7
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		8
District 14 - Town of Wappinger	Amparo	6	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		9
District 17 - Town and Village of Fishkill	Miccio		10
District 18 - City of Beacon	Forman		11
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	7	
District 20 - Town of Red Hook	Traudt		12
District 21 - Town of East Fishkill	Horton		13
District 22 - Town of Beekman	Hutchings		14
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		15
District 24 - Towns of Dover and Union Vale	Surman		16
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		17

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ☒
 Motion: ☒

Total: 7 17
 Yes No
 Abstentions: 0

JT/AMAC

2013342
 12.5.13

Jail - ATI Recommendations

Budget Amendment Form

From Legislator: _____

TPNER

Page #	Department	Dept. Code	Approp Line	Line Description	From Recommend	To Amendment	Impact Difference
261	Jail	A. 3150	4428	Inmates & other Substitutions	\$6,800,000	\$1,000,000	\$5,800,000

Notes:

(If any)

[Savings from following A/C recommendations
from last November's Criminal Justice Council
report - re: women, mentally ill, youth -
and following National Institute of Corrections
recommendations for state parole violators -
as noted 7/22 in Budgetkeeper Journal]

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	1	
District 3 - Town of LaGrange	Borchert	2	
District 6 - Town of Poughkeepsie	Flesland	3	
District 10 - City of Poughkeepsie	Jeter-Jackson		1
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		2
District 1 - Town of Poughkeepsie	Doxsey	4	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	absent	
District 4 - Town of Hyde Park	Serino	5	
District 5 - Town of Poughkeepsie	Roman	6	
District 7 - Town of Hyde Park	Perkins		3
District 9 - City of Poughkeepsie	White		4
District 11 - Towns of Rhinebeck and Clinton	Tyner		5
District 12 - Town of East Fishkill	Weiss	7	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	8	
District 14 - Town of Wappinger	Amparo		6
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato	9	
District 17 - Town and Village of Fishkill	Miccio	10	
District 18 - City of Beacon	Forman	11	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		7
District 20 - Town of Red Hook	Traudt	12	
District 21 - Town of East Fishkill	Horton	5	8
District 22 - Town of Beekman	Hutchings	13	
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	14	
District 24 - Towns of Dover and Union Vale	Surman	15	
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey	16	

Present: 24

Resolution: ✓

Total: 16 8

Absent: 1

Motion: —

Yes No

Vacant: 0

Abstentions: 0

2013342 ADOPTION OF THE TENTATIVE BUDGET FOR DUTCHESS COUNTY FOR THE YEAR 2014 SUBJECT TO AMENDMENTS HEREIN CONTAINED

Date: December 5, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		4
District 4 - Town of Hyde Park	Serino		5
District 5 - Town of Poughkeepsie	Roman		6
District 7 - Town of Hyde Park	Perkins	4	
District 9 - City of Poughkeepsie	White	5	
District 11 - Towns of Rhinebeck and Clinton	Tyner	6	
District 12 - Town of East Fishkill	Weiss		7
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		8
District 14 - Town of Wappinger	Amparo	7	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		9
District 17 - Town and Village of Fishkill	Miccio		10
District 18 - City of Beacon	Forman		11
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	8	
District 20 - Town of Red Hook	Traudt		12
District 21 - Town of East Fishkill	Horton		13
District 22 - Town of Beekman	Hutchings		14
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		15
District 24 - Towns of Dover and Union Vale	Surman		16
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		17

Present: 25

Resolution: ✓

Total: 8

17

Absent: 0

Motion: ✓

Yes

No

Vacant: 0

Abstentions: 0

JT/Amac

2013342

Consideration of Veto – Cooperative Extension

A.7310.56.4400.4461 Contract Agencies.Coop Ext

\$20,000

Date: December 16, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		4
District 4 - Town of Hyde Park	Serino	4	
District 5 - Town of Poughkeepsie	Roman		5
District 7 - Town of Hyde Park	Perkins	5	
District 9 - City of Poughkeepsie	White	6	
District 11 - Towns of Rhinebeck and Clinton	Tyner	7	
District 12 - Town of East Fishkill	Weiss		6
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		7
District 14 - Town of Wappinger	Amparo	8	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato	9	5
District 17 - Town and Village of Fishkill	Miccio		8
District 18 - City of Beacon	Forman		9
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	10	
District 20 - Town of Red Hook	Traudt	11	
District 21 - Town of East Fishkill	Horton		10
District 22 - Town of Beekman	Hutchings		11
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		12
District 24 - Towns of Dover and Union Vale	Surman		13
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey	12	

Present: 25
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 12 13
 Yes No
 Abstentions: 0

Consideration of Veto - Hudson River
 Housing
 JT / BJJ

DCFS-SafetyNet

1,777,000 to 1,779,900
 + 2,900

A6140 36400

12.16.13
 2013 342

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 3 - Town of LaGrange	Borchert		2
District 6 - Town of Poughkeepsie	Flesland		3
District 10 - City of Poughkeepsie	Jeter-Jackson	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		4
District 4 - Town of Hyde Park	Serino		5
District 5 - Town of Poughkeepsie	Roman		6
District 7 - Town of Hyde Park	Perkins	4	
District 9 - City of Poughkeepsie	White	5	
District 11 - Towns of Rhinebeck and Clinton	Tyner	6	
District 12 - Town of East Fishkill	Weiss		7
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		8
District 14 - Town of Wappinger	Amparo	7	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		9
District 17 - Town and Village of Fishkill	Miccio		10
District 18 - City of Beacon	Forman	8	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	9	1
District 20 - Town of Red Hook	Traudt	10	
District 21 - Town of East Fishkill	Horton		11
District 22 - Town of Beekman	Hutchings	11	
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		12
District 24 - Towns of Dover and Union Vale	Surman		13
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		14

Present: 25
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 11 14
 Yes No
 Abstentions: 0

JT/AMAC

2013342

Consideration of Veto – DWP Engineering

D.5020.1010 Director of Engineering (delete)

D.5020.1010 ACE II (restore)

Date: December 16, 2013

Discussion on Resolution No. 2013342 resulted as follows:

Legislator Flesland, duly seconded by Legislator Borchert, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
296	Health Department- Planning & Ed	A.4010.27	1010	Positions-224	583,126	634,066	50,940
296	Health Department- Planning & Ed	A.4010.27	8100	Pymts to Retire System	106,721	116,705	9,984
296	Health Department- Planning & Ed	A.4010.27	8200	Pymts to State Soc Sec	44,620	48,518	3,898
296	Health Department- Planning & Ed	A.4010.27	8355	Long-Term Disability	600	660	60
296	Health Department- Planning & Ed	A.4010.27	8400	Hospital, Med & Surg Ins	102,526	121,143	18,617
296	Health Department- Planning & Ed	A.4010.27	8450	Optical Insurance	2,052	2,280	228
296	Health Department- Planning & Ed	A.4010.27	8500	Dental Insurance	9,378	10,420	1,042

Roll call on the foregoing amendment resulted as follows:

Yes: 24

No: 0

Absent: 1 – Wilkinson

Motion adopted.

Legislator Flesland, duly seconded by Legislator Borchert, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
16	Comptroller	A.1315	1010	Positions-335	801,512	878,771	77,259
16	Comptroller	A.1315	8100	Pymts to Retire System	146,628	161,771	15,143
16	Comptroller	A.1315	8200	Pymts to State Soc Sec	61,328	67,240	5,912
16	Comptroller	A.1315	8355	Long-Term Disability	1,759	1,819	60
16	Comptroller	A.1315	8400	Hospital, Med & Surg Ins	160,975	179,592	18,617
16	Comptroller	A.1315	8450	Optical Insurance	2,732	2,960	228
16	Comptroller	A.1315	8500	Dental Insurance	12,817	13,859	1,042

Roll call on the foregoing amendment resulted as follows:

Yes: 24

No: 0

Absent: 1 – Wilkinson

Motion adopted.

Legislator Flesland, duly seconded by Legislator Borchert, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
408	DPW Engineering	D.5020	1010	Positions- Add 1270, Delete 3083	1,105,143	1,136,960	31,817
408	DPW Engineering	D.5020	8200	Pymts to State Soc Sec	84,558	86,702	2,144
408	DPW Engineering	D.5020	8355	Long-Term Disability	1,403	2,075	672
408	DPW Engineering	D.5020	8400	Hospital, Med & Surg Ins	210,543	215,566	5,023
408	DPW Engineering	D.5020	8450	Optical Insurance	3,416	3,420	4
408	DPW Engineering	D.5020	8500	Dental Insurance	15,943	15,630	(313)
408	DPW Engineering	D.5020	8800	Life Ins & Acc Death & Dismemb	361	790	429
408	DPW Engineering	D.5020	8850	ACC Death & Dismemb	33	72	39

Roll call on the foregoing amendment resulted as follows:

Yes: 24

No: 0

Absent: 1 – Wilkinson

Motion adopted.

Legislator Flesland, duly seconded by Legislator Borchert, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
470	Dept Comm & Family Svcs	A.6010	1010	Positions-1903	17,621,191	17,679,628	58,437
470	Dept Comm & Family Svcs	A.6010	8100	Pymts to Retire System	3,476,934	3,488,388	11,454
470	Dept Comm & Family Svcs	A.6010	8200	Pymts to State Soc Sec	1,347,176	1,351,648	4,472
470	Dept Comm & Family Svcs	A.6010	8355	Long-Term Disability	23,502	23,562	60
470	Dept Comm & Family Svcs	A.6010	8400	Hospital, Med & Surg Ins	3,984,042	3,991,489	7,447

Roll call on the foregoing amendment resulted as follows:

Yes: 24

No: 0

Absent: 1 – Wilkinson

Motion adopted.

Legislator Flesland, duly seconded by Legislator Borchert, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
25	OCIS-Telecom	A.1650	4230.51	Telephone.Landlines	380,000	350,000	(30,000)
25	OCIS-Telecom	A.1650	4230.52	Telephone.Cell Phones/Wireless Services	95,000	80,000	(15,000)
35	OCIS-Print/Mail-Mail	A.1670.19	4650	External Postage	355,418	290,000	(65,418)
86	Finance	A.1310	4448	Accountants & Auditors	10,000	5,000	(5,000)
212	Emergency Response	A.3410	4613	Repairs/Alt to Real Prop	12,000	10,000	(2,000)
136	DPW-Bldgs	A.1620	4126	Fuel Oil for Heating	263,725	253,725	(10,000)
136	DPW-Bldgs	A.1620	4210	Gas & Public Utilities	140,560	135,560	(5,000)
400	DPW-Auto Center	A.1640	4130	Gasoline/Diesel	975,000	960,000	(15,000)
401	DPW- Auto Center	A.1640	4612.101	Repairs/Alt to Equip.Vehicle	60,000	55,000	(5,000)
409	DPW- Engineering	D.5020	4130	Gasoline/Diesel	5,600	3,600	(2,000)
410	DPW- Engineering	D.5020	4401.105	Professional Services - Consultants	45,000	10,000	(35,000)
421	DPW- Road Machinery Admin	E5130	4130	Gasoline/Diesel	481,500	441,500	(40,000)
526	DPW-Parks	A.7110	1050	Overtime	52,000	40,000	(12,000)
528	DPW-Parks	A.7110	4127	Propane Gas	15,515	12,515	(3,000)
530	DPW-Parks	A.7110	4611	Refuse Removal	16,443	13,443	(3,000)
532	DWP-Parks.DC Stadium	A.7110.66	4613	Repairs/Alt to Real Prop	45,000	30,000	(15,000)
143	Contingency & Vacancy Factor	A.1990	4767.1000	Special Contingency. BOE	0	99,361	99,361

Roll call on the foregoing amendment resulted as follows:

Yes: 24

No: 0

Absent: 1 – Wilkinson

Motion adopted.

Legislator Flesland, duly seconded by Legislator Borchert, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
224	Probation	A.3140	4439	Summons & Witness Fees	0	35,000	35,000

Roll call on the foregoing amendment resulted as follows:

Yes: 24

No: 0

Absent: 1 – Wilkinson

Motion adopted.

Legislator Flesland, duly seconded by Legislator Borchert, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
553	Soil & Water Conservation	A.8710	4400.4662	Soil Conservation	235,000	265,000	30,000

Roll call on the foregoing amendment resulted as follows:

Yes: 24

No: 0

Absent: 1 – Wilkinson

Motion adopted.

Legislator Flesland, duly seconded by Legislator Borchert, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
98	Finance	A.1310	12350.01	Tax Adv & Redemption Search Fee	180,000	190,000	10,000
99	Real Property Tax Division	A.1355	12500.00	Assessor Fees, Maps & Aero Photos	11,000	12,500	1,500
141	DPW-Bldgs.	A.1620	30210.	Court Facilities	410,000	435,000	25,000
501	Dept Comm & Family Svcs	A.6010	36100.04	DCFS Admin. RF2A	5,630,831	5,679,953	49,122

327	Health Department- Planning & Ed	A.4010.27	34010.01	Pub Hlth. Article 6	188,375	206,713	18,338
510	DCFS-Safety Net	A6140	36400	Safety Net	1,777,000	1,779,900	2,900
533	DPW-Parks	A.7110	20010	Parks	182,625	190,000	7,375

Roll call on the foregoing amendment resulted as follows:

Yes: 24

No: 0

Absent: 1 – Wilkinson

Motion adopted.

Legislator Weiss, duly seconded by Legislator Miccio, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
479	DCFS- Serv for Recip	A.6070	4401.106	Professional Services- Program	500,000	750,000	250,000

Roll call on the foregoing amendment resulted as follows:

Yes: 24

No: 0

Absent: 1 – Wilkinson

Motion adopted.

Legislator Tyner, duly seconded by Legislator MacAvery, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
136	DPW-Bldgs	A.1620	4220	Electric Light & Power	598,641	418,641	(180,000)

Roll call on the foregoing amendment resulted as follows:

Yes: 8 Jeter-Jackson, MacAvery, Doxsey, Perkins, White, Tyner, Amparo, Blalock

No: 16

Absent: 1 – Wilkinson

Motion defeated.

Legislator Tyner, duly seconded by Legislator Doxsey, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
478	DCFS- Serv for Recip	A.6070	4400.4425	Contract Agencies.Hudson River Housing	527,438	537,438	10,000

Roll call on the foregoing amendment resulted as follows:

Yes: 16 Jeter-Jackson, MacAvery, Doxsey, Serino, Perkins, White,
Tyner, Amparo, Incoronato, Blalock, Traudt, Horton, Thomes,
Kelsey, Flesland, Weiss

No: 8

Absent: 1 – Wilkinson

Motion adopted.

Legislator Tyner, duly seconded by Legislator MacAvery, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
498	DCFS-Youth Dev Delinquent	A.7310.54	4400.4461	Contract Agencies.Coop Ext.	0	20,000	20,000

Roll call on the foregoing amendment resulted as follows:

Yes: 13 Borchert, Jeter-Jackson, MacAvery, Doxsey, Serino, Perkins,
White, Tyner, Amparo, Blalock, Traudt, Horton, Kelsey

No: 11

Absent: 1 – Wilkinson

Motion adopted.

Legislator Tyner, duly seconded by Legislator Blalock, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
535	Human Rights Commission	A.8040			0	50,000	50,000

Roll call on the foregoing amendment resulted as follows:

Yes: 7 Jeter-Jackson, MacAvery, Doxsey, Perkins, Tyner, Amparo, Blalock

No: 17

Absent: 1 – Wilkinson

Motion defeated.

Legislator Tyner, duly seconded by Legislator MacAvery, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
395	Public Transportation	ET.5680	17500.00	Bus Operations.Fixed Route	665,380	666,380	1,000
395	Public Transportation	ET.5680	17500.01	Bus Operations.Flex	4,586	5,586	1,000
395	Public Transportation	ET.5680	17500.03	Bus Operations.Dial-A-Ride	18,500	19,500	1,000
395	Public Transportation	ET.5680	17500.05	Bus Operations.OFA DAR-Town	260,040	261,040	1,000
395	Public Transportation	ET.5680	17500.06	Bus Operations.ADA Complementary Paratransit	17,164	18,164	1,000
395	Public Transportation	ET.5680	17500.07	Bus Operations.Rail Link	18,250	19,250	1,000
395	Public Transportation	ET.5680	17500.08	Bus Operations.C/O Pok	9,250	10,250	1,000

Roll call on the foregoing amendment resulted as follows:

Yes: 7 Jeter-Jackson, MacAvery, Doxsey, Perkins, Tyner, Amparo, Blalock

No: 17

Absent: 1 – Wilkinson

Motion defeated.

Legislator Tyner, duly seconded by Legislator MacAvery, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
539	Planning and Development	A.8020	4403	Environmental Services	4,000	8,000	4,000

Roll call on the foregoing amendment resulted as follows:

Yes: 8 Jeter-Jackson, MacAvery, Doxsey, Perkins, White, Tyner, Amparo, Blalock

No: 16

Absent: 1 – Wilkinson

Motion defeated.

Legislator Tyner, duly seconded by Legislator MacAvery, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
304	Health Dept.Env Health	A.4010.29	4653	Public Info & Services	350	1,350	1,000

Roll call on the foregoing amendment resulted as follows:

Yes: 8 Jeter-Jackson, MacAvery, Doxsey, Perkins, White, Tyner, Amparo, Blalock

No: 16

Absent: 1 – Wilkinson

Motion defeated.

Legislator Tyner, duly seconded by Legislator MacAvery, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
499	DCFS-Youth Special Delinquent Program	A.7310.58			0	159,460	159,460

Roll call on the foregoing amendment resulted as follows:

Yes: 7 Jeter-Jackson, MacAvery, Doxsey, Perkins, Tyner, Amparo, Blalock,

No: 17

Absent: 1 – Wilkinson

Motion defeated.

Legislator Tyner, duly seconded by Legislator Weiss, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
284	CJC Admin	A.3010	4401.105	Professional Services	65,000	85,325	20,000

Roll call on the foregoing amendment resulted as follows:

Yes: 8 Jeter- Jackson, MacAvery, Doxsey, Perkins, Tyner, White, Amparo, Blalock

No: 16

Absent: 1 – Wilkinson

Motion defeated.

Legislator Tyner, duly seconded by Legislator MacAvery, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
480	DCFS-Medicaid Services	A.6100	4458	Medicaid Services	43,561,856	37,561,856	(6,000,000)

Flesland called the question, duly seconded by Legislator Borchert, and carried with Legislator Tyner being the only no vote.

Roll call on the foregoing amendment resulted as follows:

Yes: 1 Tyner

No: 23

Absent: 1 – Wilkinson

Motion defeated.

Legislator Tyner, duly seconded by Legislator MacAvery, offered the following amendments:

Page	Dept	Dept #	Line #	Line Name	From	To	Change
261	Jail	A.3150	4428	Inmates in Other Institutions	6,800,000	1,000,000	(5,800,000)

Roll call on the foregoing amendment resulted as follows:

Yes: 7 Jeter-Jackson, MacAvery, Doxsey, Perkins, Tyner, Amparo, Blalock

No: 17

Absent: 1 – Wilkinson

Motion defeated.

Roll call on the foregoing resolution, as amended, resulted as follows:

Yes: 16

No: 8 Jeter-Jackson, MacAvery, Perkins, White, Tyner, Amparo, Blalock, Horton

Absent: 1 – Wilkinson

Resolution adopted.

At the December 16, 2013, board meeting, the consideration of County Executive line-item vetoes of Resolution No. 2013342, Adoption of the Tentative Budget for Dutchess County for the Year 2014, Subject to the

Amendments Herein Contained, was discussed as follows:

Legislator Tyner, seconded by Legislator Jeter-Jackson, moved to override the veto to Hudson River Housing lines as follows:

Page	Dept	Dept #	Line #	Line Name	From	To	Change	Veto
510	DCFS-Safety Net	A6140	36400	Safety Net	1,777,000	1,779,900	2,900	1,777,000
478	DCFS- Serv for Recip	A.6070	4400.4425	Contract Agencies.Hudson River Housing	527,438	537,438	10,000	527,438

Roll call on the foregoing motion resulted as follows:

AYES: 12 Jeter-Jackson, MacAvery, Doxsey, Serino, Perkins, White, Tyner, Amparo, Incoronato, Blalock, Traudt, Kelsey,

NAYS: 13

Amendment defeated.

Legislator Tyner, seconded by Legislator MacAvery, moved to override the veto to Cornell Cooperative Extension line as follows:

Page	Dept	Dept #	Line #	Line Name	From	To	Change	Veto
498	Youth Services Division.Youth Development Program	A.7310.56	4400.4461	Contract Agencies.Coop Ext	0	20,000	20,000	0

Roll call on the foregoing motion resulted as follows:

AYES: 8 Jeter-Jackson, MacAvery, Doxsey, Perkins, White, Tyner, Amparo, Blalock

NAYS: 17

Amendment defeated.

Legislator Tyner, seconded by Legislator MacAvery, moved to override the veto to delete the Director of Engineering and restore ACE II as follows:

Page	Dept	Dept #	Line #	Line Name	From	To	Change	Veto
408	DPW Engineering	D.5020	1010	Positions- Add 1270, Delete 3083	1,105,143	1,136,960	31,817	1,105,143
408	DPW Engineering	D.5020	8200	Pymts to State Soc Sec	84,558	86,702	2,144	84,558
408	DPW Engineering	D.5020	8355	Long-Term Disability	1,403	2,075	672	1,403
408	DPW Engineering	D.5020	8400	Hospital, Med & Surg Ins	210,543	215,566	5,023	210,543
408	DPW Engineering	D.5020	8450	Optical Insurance	3,416	3,420	4	3,416
408	DPW Engineering	D.5020	8500	Dental Insurance	15,943	15,630	(313)	15,943
408	DPW Engineering	D.5020	8800	Life Ins & Acc Death & Dismemb	361	790	429	361
408	DPW Engineering	D.5020	8850	ACC Death & Dismemb	33	72	39	33

Roll call on the foregoing motion resulted as follows:

AYES: 11 Jeter-Jackson, MacAvery, Doxsey, Perkins, White, Tyner,
Amparo, Forman, Blalock, Traudt, Hutchings,

NAYS: 14

Motion defeated.

RESOLUTION NO. 2013343

RE: AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY AND
A PERMANENT EASEMENT FOR THE REHABILITATION OF A
SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM
BRYAN ZITTEL

Legislators HUTCHINGS and BORCHERT offer the following and move its
adoption:

WHEREAS, the Department of Public Works has proposed the improvement of a
section of Noxon Road, CR 21, in the Town of LaGrange, which project (PIN #8755.41)
includes the acquisition of portions of certain properties, and

WHEREAS, a short environmental assessment form and a Negative Declaration
was approved and adopted by this Legislature on December 8, 2008 under Resolution No.
208403 and the Department of Public Works determined that the improvement project (1)
constitutes an unlisted action pursuant to Article 8 of the Environmental Conservation Law and
Part 617 of the NYCRR ("SEQRA"), and (2) will not have a significant effect on the
environment, and

WHEREAS, the Department of Public Works has made a determination that in
order to improve said road, it is necessary to acquire in fee a portion of property and a permanent
easement of a portion of property presently owned by Bryan Zittel, and

WHEREAS, the acquisition in fee is a portion of parcel number 133400-6360-01-
185545-0000, described as 218.61± square meters (2,353.05± square feet) more or less as shown
on Map No. 53, Parcel No. 108, copy is annexed hereto, and

WHEREAS, the acquisition of a permanent easement is a portion of parcel
number 133400-6360-01-185545-0000, described as 72.13± square meters (776.39± square feet)
more or less as shown on Map No. 53, Parcel No. 109, copy is annexed hereto, and

WHEREAS, the Agreements to Purchase Real Property (Fee Acquisition) and
(Permanent Easement) for the necessary real property are attached hereto, and

WHEREAS, the Commissioner of Public Works has recommended that the
subject property, Fee Acquisition, be purchased for the sum of \$4,330.00 plus up to \$450 for
related expenses, and that the subject property, Permanent Easement, be purchased for the sum
of \$962.00, and that the terms and conditions of the Agreements be carried forth, now, therefore,
be it

RESOLVED, that the County Executive or his designee is authorized to execute the Agreements to Purchase Real Property (Fee Acquisition and Permanent Easement) in substantially the form annexed hereto and all documents in connection with this acquisition, and be it further

RESOLVED, that on the submission by the property owner of deeds to the aforementioned land, which shall include the terms and conditions of the Agreements to Purchase Real Property, and such other documents as may be necessary to convey free and clear title to the County of Dutchess, that payment be made to the property owner in the sum of \$4,330.00 for Fee Acquisition and \$962.00 for Permanent Easement, that the County reimburse Grantor for fees associated with the Release of Mortgage application, if any, and pay all necessary transfer tax and filing fees, and be it further


RESOLVED, that the terms and conditions of the aforementioned Agreements to Purchase Real Property (Fee Acquisition and Permanent Easement) be carried out by the Dutchess County Department of Public Works.

CA-245-13

CAB/ca/R-0907-RR

11/14/13

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 12/10/2013

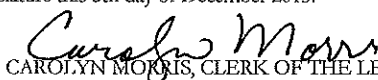
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ 5,742

Total Current Year Revenue \$ 5,455
and Source

Source of County Funds (check one): ☒ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):
H0290 5110 3009

Related Expenses: Amount \$ 450

Nature/Reason:

Anticipated expenses related to Mortgage Releases, Filing Fees, Property Taxes and other closing costs.

Anticipated Savings to County: \$5,455

Net County Cost (this year): \$287
Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement pertains to the accompanying resolution request for the authorization to acquire additional right of way identified on Map 53, Parcels 108 & 109, for the sum of \$5,292.00 associated with the project identified as PIN 8755.41 Rehabilitation of CR 21(Noxon Road), NYS 55 to CR 49 (Titusville Road), Town of Lagrange.

Related expenses are included in the Total Current Year Costs.

Prepared by: Matthew W. Davis

2925

**ADVANCE PAYMENT AGREEMENT TO PURCHASE REAL PROPERTY
(FEE ACQUISITION)**

Project: REHABILITATION OF NOXON ROAD/TITUSVILLE ROAD INTERSECTION
PIN: 8755.41 Map: 53 Parcel: 108

This Advance Payment Agreement by and between BRYAN ZITTEL, hereinafter referred to as the "Seller", and the COUNTY OF DUTCHESS, hereinafter referred to as the "Buyer", pertains to that portion of real property interest required for public right of way purposes only.

1. **PROPERTY DESCRIPTION.** The Seller agrees to sell, grant, convey all right, title and interest to a 218,61± Square Meter (2353.05± Square Foot) parcel located on the West Side of CR 21, Noxon Road, in the Town of LaGrange, Dutchess County, New York, further described as:

Being a portion of those same lands described in a deed dated June 27, 2006, and recorded on June 30, 2006 in Liber 22006 at Page 5273 (as Document #0220065273) in the Office of the County Clerk for Dutchess County, New York with the address 318 Noxon Road (Re. Tax map No. 133400-6360-01-185545-0000), and being the same lands designated as Map 53, Parcel 108 on exhibit "A" attached here to.

2. **IMPROVEMENTS INCLUDED IN THE ACQUISITION.** The following improvements, if any, now in or on the property are included in this Advance Payment Agreement: 2,050.52 sq. ft. of lawn and 177.83 sq. ft. of driveway material to be removed.
3. **PURCHASE PRICE.** Whereas, the Seller and the Buyer cannot agree upon the value of the real property interest and the legal damages, the Buyer is willing to pay an amount equal to the amount determined by the Buyer to be the value of the real property interest to be acquired and the legal damages. This amount is Four Thousand Tree Hundred Thirty Dollars (\$4,330.00). This price includes the real property interest described in Paragraph one (1) and the improvements described in Paragraph two (2). The Seller agrees, as a prerequisite to such advance payment, to execute and to deliver or cause the execution and delivery to the Buyer of all formal papers which the Buyer deems necessary to authorize payment and to secure to the Buyer a full release of all claims (other than the claim of the Seller) by reason of the acquisition of the aforementioned real property interest with improvements.
4. **PAYMENT.** Payment is to be made upon approval of this agreement by the Buyer after authorization by appropriate administrative and legal entities, as may be required by statute, and after Buyer has provided all papers necessary to convey clear title and release all third party claims to the advance payment proceeds.
5. **CLAIM.** Pursuant to New York State Eminent Domain Procedure Law, the Seller hereby reserves the right to file a claim with the Supreme Court, held in the judicial district where the real property is situated, or if a claim has been filed, reserves the right to prosecute said claim, it being understood, however, that any such claim shall be filed within one (1) year after title to the aforementioned real property interest is conveyed. It is agreed that, if the Supreme Court finds the value of the real property interest acquired is equal to or exceeds the advance payment amount, the amount of such advance payment shall be deducted from the amount so found by the court or, in the alternative, the award of said court shall be in the amount of the excess, if any, over and above the advance payment amount. In the event the amount so found by the court is less than the amount of said advance payment, the Buyer, upon application made to the court on at least eight days notice to the Seller, may request the difference between the award as found by the court and the amount of said advance payment. This Paragraph 5 of this Advance Payment Agreement shall not merge into the deed and shall survive the conveyance of the aforementioned real property interest.
6. **FILING.** It is understood and agreed by and between the parties hereto, that pursuant to statute, if no claim is filed by the Seller in the Supreme Court within one (1) year after title to the aforementioned real property interest is conveyed, then, upon the expiration of that time, this Advance Payment Agreement shall automatically become a Purchase Agreement in full and complete settlement of all claims without further ratification, approval or consent by Seller and Seller shall be deemed to have released Seller's claim against the Buyer.

7. **TITLE DOCUMENTS.** Buyer will pay for and furnish to the Seller an acquisition map.
8. **MARKETABILITY OF TITLE.** Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in fee simple and/or permanent easement to the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph three (3), and paid to the appropriate party by the Buyer.
9. **RECORDING COSTS, TRANSFER TAX & CLOSING ADJUSTMENTS.** Buyer will pay all recording fees and the real property transfer tax. The following, as applicable and as deemed appropriate by the Buyer, will be prorated and adjusted between Seller and Buyer as of the date of conveyance: current taxes computed on a fiscal year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.
10. **RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY.** The aforesaid terms, agreements and understandings shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.
11. **ENTIRE AGREEMENT.** This Advance Payment Agreement when signed by both the Buyer and the Seller will be the record of the complete Advance Payment Agreement between the Buyer and Seller concerning the condemnation of the property. No verbal agreements or promises will be binding.
12. **NOTICES.** All notices under this Advance Payment Agreement shall be deemed delivered upon receipt. Any notices relating to this Advance Payment Agreement may be given by the attorneys for the parties.
13. **PROJECT RELATED IMPROVEMENTS.** The following improvements will occur within this fee acquisition as a result of the Rehabilitation of Noxon Road Project, PIN 8755.41: Including, but not limited to the following: the shoulder of Noxon Road will be widened and the adjacent side slope will be graded to meet with the existing ground and seeded to re-establish a grass surface.

14. **ADDENDA.** The following Addenda are incorporated into this Advance Payment Agreement:

☐ Temporary Easement ☐ Cost to Cure ☐ Other _____

IN WITNESS WHEREOF, on this 25 day of October, 2013, the parties have entered into this Advance Payment Agreement.

Seller: _____

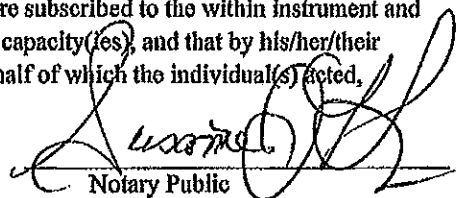
Bryan Zittel

STATE OF NEW YORK)

) SS:

COUNTY OF DUTCHESS)

On this 25th day of October, 2013, before me, the undersigned, a Notary Public in and for said state, personally appeared Bryan Zittel, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on this instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.


Notary Public

SUSANNE J. HICKS
Notary Public, State of New York
No. 4821387
Qualified in Dutchess County
Commission Expires July 31, 2014

County of Dutchess

Witness: _____

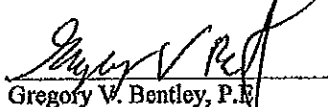
Buyer: _____

Marcus J. Molinaro
County Executive

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Carol A. Bogle
Chief Asst. County Attorney



Gregory W. Bentley, P.E.
Director of Engineering

**ADVANCE PAYMENT AGREEMENT TO PURCHASE REAL PROPERTY
(PERMANENT EASEMENT)**

Project: REHABILITATION OF NOXON ROAD/TITUSVILLE ROAD INTERSECTION
PIN: 8755.41 Map: 53 Parcel: 109

This Advance Payment Agreement by and between BRYAN ZITTEL, hereinafter referred to as the "Seller", and the COUNTY OF DUTCHESS, hereinafter referred to as the "Buyer", pertains to that portion of real property interest required for public right of way purposes only.

1. **PROPERTY DESCRIPTION.** The Seller agrees to sell, grant, convey permanent easement to a 72.13± Square Meter (776.39± Square Foot) parcel located on the West Side of CR 21, Noxon Road, in the Town of LaGrange, Dutchess County, New York, further described as:

Being a portion of those same lands described in a deed dated June 27, 2006, and recorded on June 30, 2006 in Liber 22006 at Page 5273 (as Document #0220065273) in the Office of the County Clerk for Dutchess County, New York with the address of 318 Noxon Road (Re. Tax map No. 133400-6360-01-185545-0000), and being the same lands designated as Map 53, Parcel 109 on exhibit "A" attached here to.

2. **IMPROVEMENTS INCLUDED IN THE ACQUISITION.** The following improvements, if any, now in or on the property are included in this Advance Payment Agreement: None
3. **PURCHASE PRICE.** Whereas, the Seller and the Buyer cannot agree upon the value of the real property interest and the legal damages, the Buyer is willing to pay an amount equal to the amount determined by the Buyer to be the value of the real property interest to be acquired and the legal damages. This amount is Nine Hundred Sixty Two Dollars (\$962.00). This price includes the real property interest described in Paragraph one (1) and the improvements described in Paragraph two (2). The Seller agrees, as a prerequisite to such advance payment, to execute and to deliver or cause the execution and delivery to the Buyer of all formal papers which the Buyer deems necessary to authorize payment and to secure to the Buyer a full release of all claims (other than the claim of the Seller) by reason of the acquisition of the aforementioned real property interest with improvements.
4. **PAYMENT.** Payment is to be made upon approval of this agreement by the Buyer after authorization by appropriate administrative and legal entities, as may be required by statute, and after Buyer has provided all papers necessary to convey clear title and release all third party claims to the advance payment proceeds.
5. **CLAIM.** Pursuant to New York State Eminent Domain Procedure Law, the Seller hereby reserves the right to file a claim with the Supreme Court, held in the judicial district where the real property is situated, or if a claim has been filed, reserves the right to prosecute said claim, it being understood, however, that any such claim shall be filed within one (1) year after title to the aforementioned real property interest is conveyed. It is agreed that, if the Supreme Court finds the value of the real property interest acquired is equal to or exceeds the advance payment amount, the amount of such advance payment shall be deducted from the amount so found by the court or, in the alternative, the award of said court shall be in the amount of the excess, if any, over and above the advance payment amount. In the event the amount so found by the court is less than the amount of said advance payment, the Buyer, upon application made to the court on at least eight days notice to the Seller, may request the difference between the award as found by the court and the amount of said advance payment. This Paragraph 5 of this Advance Payment Agreement shall not merge into the deed and shall survive the conveyance of the aforementioned real property interest.
6. **FILING.** It is understood and agreed by and between the parties hereto, that pursuant to statute, if no claim is filed by the Seller in the Supreme Court within one (1) year after title to the aforementioned real property interest is conveyed, then, upon the expiration of that time, this Advance Payment Agreement shall automatically become a Purchase Agreement in full and complete settlement of all claims without further ratification, approval or consent by Seller and Seller shall be deemed to have released Seller's claim against the Buyer.

7. **TITLE DOCUMENTS.** Buyer will pay for and furnish to the Seller an acquisition map.
8. **MARKETABILITY OF TITLE.** Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in fee simple and/or permanent easement to the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph three (3), and paid to the appropriate party by the Buyer.
9. **RECORDING COSTS, TRANSFER TAX & CLOSING ADJUSTMENTS.** Buyer will pay all recording fees and the real property transfer tax. The following, as applicable and as deemed appropriate by the Buyer, will be prorated and adjusted between Seller and Buyer as of the date of conveyance: current taxes computed on a fiscal year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.
10. **RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY.** The aforesaid terms, agreements and understandings shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.
11. **ENTIRE AGREEMENT.** This Advance Payment Agreement when signed by both the Buyer and the Seller will be the record of the complete Advance Payment Agreement between the Buyer and Seller concerning the condemnation of the property. No verbal agreements or promises will be binding.
12. **NOTICES.** All notices under this Advance Payment Agreement shall be deemed delivered upon receipt. Any notices relating to this Advance Payment Agreement may be given by the attorneys for the parties.
13. **PROJECT RELATED IMPROVEMENTS.** The following improvements will occur within this fee acquisition as a result of the Rehabilitation of Noxon Road Project, PIN 8755.41: Work area in connection with the grading of the slope and installation of a drainage outlet, including clearing/grubbing activities, future grading, cleaning, rehabilitation, inspection, landscaping, stone outlet protection, equipment and machinery access and the placement of temporary erosion and sediment control measures for the duration of this project.
14. **ADDENDA.** The following Addenda are incorporated into this Advance Payment Agreement:
[] Temporary Easement [] Cost to Cure [] Other _____

IN WITNESS WHEREOF, on this 25 day of Oct, 2013, the parties have entered into this Advance Payment Agreement.

Seller:

Bryan Zittel
Bryan Zittel

STATE OF NEW YORK

COUNTY OF DUTCHESS

)
SS:

On this 25th day of October, 2013, before me, the undersigned, a Notary Public in and for said state, personally appeared Bryan Zittel, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on this instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Susanne J. Hicks
Notary Public

SUSANNE J. HICKS
Notary Public, State of New York
No. 4821387
Qualified in Dutchess County
Commission Expires July 31, 2014

County of Dutchess

Witness: _____

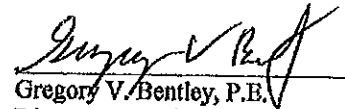
Buyer: _____

Marcus J. Molinaro
County Executive

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Carol A. Bogle
Chief Asst. County Attorney



Gregory V. Bentley, P.E.
Director of Engineering



'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

MAP NO. 53
PARCEL NO. 108-111,141
SHEET 1 OF 3

REHABILITATION OF NOXON ROAD
NY ROUTE 55 TO TITUSVILLE ROAD

PIN 8755.41

BRYAN ZITTEL
(REPUTED OWNER)
L.22006 P.5273

Originals of this map (sheets 1 through 3)
are on file at the offices of the Dutchess
County Department of Public Works

ACQUISITION DESCRIPTION:

Types: FEE, PE, TE
Portion of Real Property Tax
Parcel ID No.
133400-6360-01-185545-0000

Town of LaGrange
County of Dutchess
State of New York

REPUTED OWNER:

Zittel, Bryan
318 Noxon Road
Poughkeepsie, NY 12603

CARL OSTERLING
(REPUTED OWNER)
318 NOXON ROAD

BRYAN ZITTEL
(REPUTED OWNER)

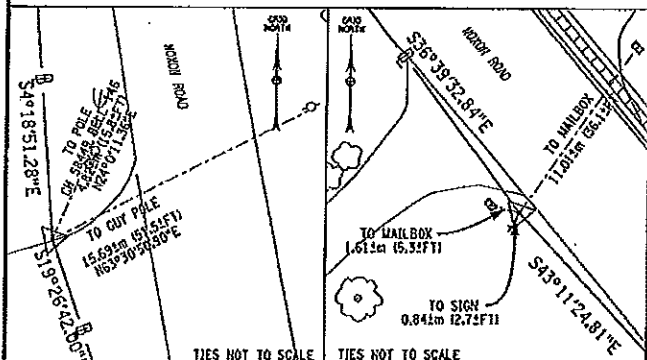
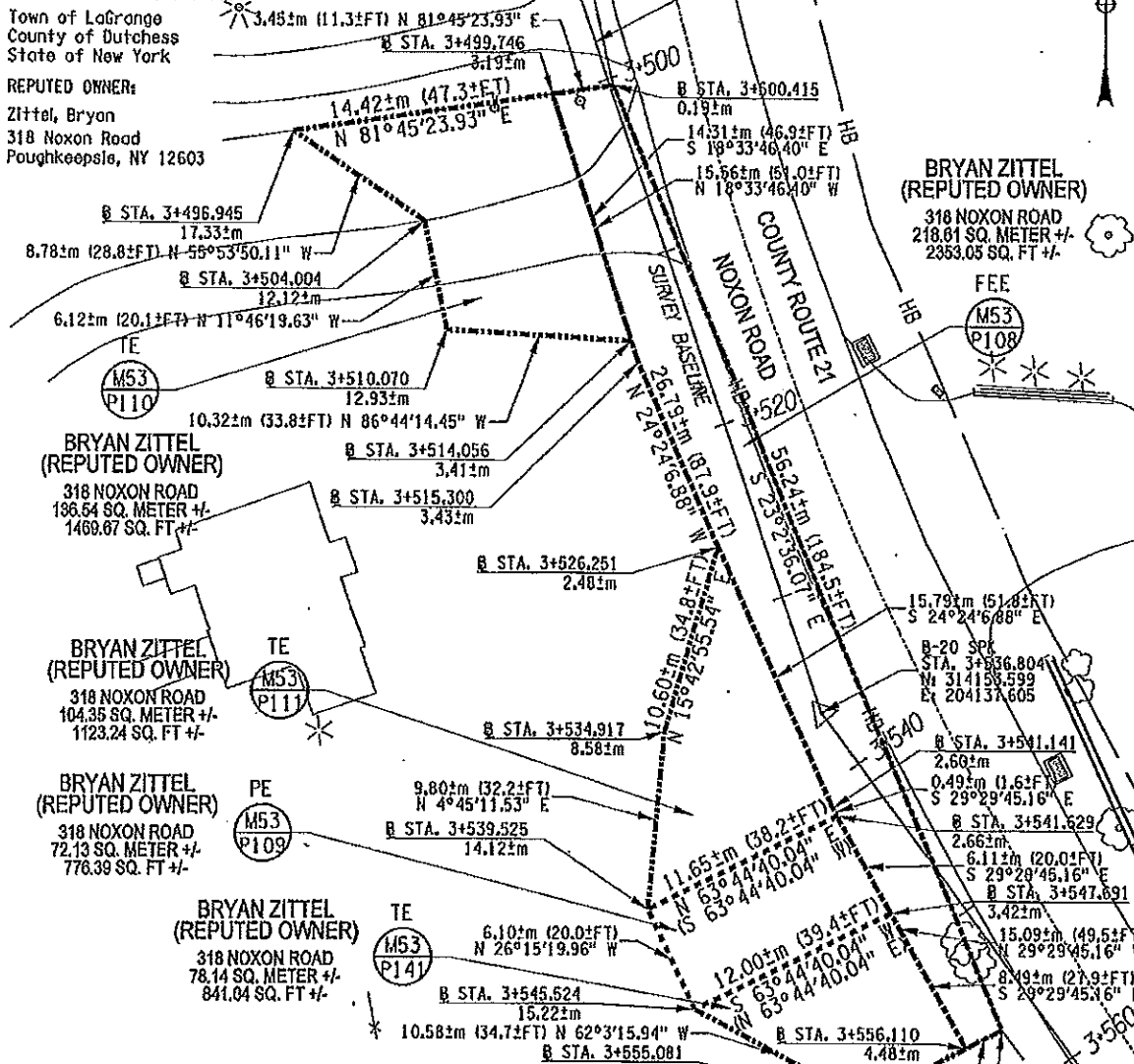
318 NOXON ROAD
218.81 SQ. METER +/-
2353.05 SQ. FT +/-

FEE

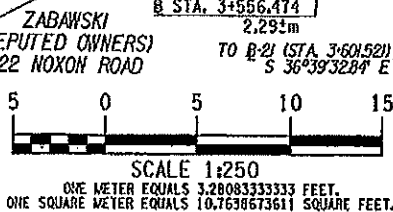
M53

P108

GRID
NORTH



STA. 3+466.195 R-19 SPK	STA. 3+601.521 R-21 SPK
N: 314220.181m E: 204114.099m	N: 314101.683m E: 204176.245m



MAP NUMBER 53 3/18/13
REVISED DATE 4/2/12 11/13/12
DATE PREPARED 4/2/12



EXHIBIT A
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

REHABILITATION OF NOXON ROAD
NY ROUTE 55 TO TITUSVILLE ROAD

PIN 8755.41

MAP NO. 53
PARCEL NO. 108-111-141
SHEET 2 OF 3

Map of property which the Commissioner of Public Works deems necessary to be acquired in the name of the People of the County of Dutchess in fee acquisition, permanent easement and temporary easement for purposes connected with the highway system of the County of Dutchess, pursuant to Section 118 of the Highway Law and the Eminent Domain Procedure Law.

PARCEL 108, A FEE ACQUISITION TO BE EXERCISED FOR THE PURPOSE OF THE WIDENING OF COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT WITH IMPROVEMENTS INCLUDING, BUT NOT LIMITED TO THE FOLLOWING: THE SHOULDER OF NOXON ROAD WILL BE WIDENED AND THE ADJACENT SIDE SLOPE WILL BE GRADED TO MEET WITH THE EXISTING GROUND AND SEEDED TO RE-ESTABLISH A GRASS SURFACE; DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT ALSO BEING AT THE DIVISION LINE OF LANDS OF CARL OSTERLING (REPUTED OWNER) TO THE NORTH AND LANDS OF BRYAN ZITTEL (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 0.19±m MEASURED AT RIGHT ANGLES FROM STATION 3+500.415± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID BOUNDARY SOUTH 23°2'36.07" EAST A DISTANCE OF 56.24±m (184.5±FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF LANDS OF BRYAN ZITTEL (REPUTED OWNER) TO THE NORTH AND LANDS OF STANLEY M ZABAWSKI, JOHN M ZABAWSKI AND JULIA ZABAWSKI (REPUTED OWNERS) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 2.29±m MEASURED AT RIGHT ANGLES FROM STATION 3+556.474± OF SAID BASELINE; THENCE ALONG SAID DIVISION LINE SOUTH 62°45'23.93" WEST A DISTANCE OF 2.22±m (7.3±FT) TO A POINT, SAID POINT BEING DISTANT 4.48±m MEASURED AT RIGHT ANGLES FROM STATION 3+556.110± OF SAID BASELINE; THENCE THROUGH LANDS OF BRYAN ZITTEL (REPUTED OWNER) NORTH 29°29'45.16" WEST A DISTANCE OF 15.09±m (49.5±FT) TO A POINT, SAID POINT BEING DISTANT 2.60±m MEASURED AT RIGHT ANGLES FROM STATION 3+541.141± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 24°24'6.88" WEST A DISTANCE OF 26.79±m (87.9±FT) TO A POINT, SAID POINT BEING DISTANT 3.43±m MEASURED AT RIGHT ANGLES FROM STATION 3+515.300± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 18°33'46.40" WEST A DISTANCE OF 15.56±m (51.0±FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF LANDS OF CARL OSTERLING (REPUTED OWNER) TO THE NORTH AND LANDS OF BRYAN ZITTEL (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 3.19±m MEASURED AT RIGHT ANGLES FROM STATION 3+499.746± OF SAID BASELINE; THENCE ALONG SAID BOUNDARY NORTH 81°45'23.93" EAST A DISTANCE OF 3.45±m (11.3±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 218.61± SQUARE METERS (2353.05± SQUARE FEET) MORE OR LESS.

PARCEL 109, A PERMANENT EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE GRADING OF THE SLOPE AND INSTALLATION OF A DRAINAGE OUTLET, INCLUDING CLEARING/GRUBBING ACTIVITIES, FUTURE GRADING, CLEANING, REHABILITATION, INSPECTION, LANDSCAPING, STONE OUTLET PROTECTION, EQUIPMENT AND MACHINERY ACCESS AND THE PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT; ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON LANDS OF BRYAN ZITTEL (REPUTED OWNER), SAID POINT BEING DISTANT 2.66±m MEASURED AT RIGHT ANGLES FROM STATION 3+541.629± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE THROUGH LANDS OF BRYAN ZITTEL (REPUTED OWNER) SOUTH 29°29'45.16" EAST A DISTANCE OF 6.11±m (20.0±FT) TO A POINT, SAID POINT BEING DISTANT 3.42±m MEASURED AT RIGHT ANGLES FROM STATION 3+547.691± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS SOUTH 63°44'40.04" WEST A DISTANCE OF 12.00±m (39.4±FT) TO A POINT, SAID POINT BEING DISTANT 15.22±m MEASURED AT RIGHT ANGLES FROM STATION 3+545.524± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 26°15'19.96" WEST A DISTANCE OF 5.10±m (20.0±FT) TO A POINT, SAID POINT BEING DISTANT 14.12±m MEASURED AT RIGHT ANGLES FROM STATION 3+539.525± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 63°44'40.04" EAST A DISTANCE OF 11.65±m (38.2±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 72.13± SQUARE METERS (776.39± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 109, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

PARCEL 110, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE REHABILITATION OF A DRIVEWAY TO MEET THE PROPOSED ROADWAY EDGE, CLEARING/GRUBBING AND GRADING THE SIDE SLOPES OF THE DRIVEWAY TO MEET THE EXISTING GROUND, SEEDED TO RE-ESTABLISH A GRASS SURFACE, AND PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT; ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE DIVISION LINE OF LANDS OF CARL OSTERLING (REPUTED OWNER) TO THE NORTH AND LANDS OF BRYAN ZITTEL (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 3.19±m MEASURED AT RIGHT ANGLES FROM STATION 3+499.746± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE THROUGH LANDS OF BRYAN ZITTEL (REPUTED OWNER) SOUTH 18°33'46.40" EAST A DISTANCE OF 14.31±m (46.9±FT) TO A POINT, SAID POINT BEING DISTANT 3.41±m MEASURED AT RIGHT ANGLES FROM STATION 3+514.056± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 86°44'14.45" WEST A DISTANCE OF 10.32±m (33.8±FT) TO A POINT, SAID POINT BEING DISTANT 12.93±m MEASURED AT RIGHT ANGLES FROM STATION 3+510.070± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 11°46'19.63" WEST A DISTANCE OF 6.12±m (20.1±FT) TO A POINT, SAID POINT BEING DISTANT 12.12±m MEASURED AT RIGHT ANGLES FROM STATION 3+504.004± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 55°53'50.11" WEST A DISTANCE OF 8.78±m (28.8±FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF LANDS OF CARL OSTERLING (REPUTED OWNER) TO THE NORTH AND LANDS OF BRYAN ZITTEL (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 17.33±m MEASURED AT RIGHT ANGLES FROM STATION 3+496.945± OF SAID BASELINE; THENCE CONTINUING ALONG SAID BASELINE NORTH 81°45'23.93" EAST A DISTANCE OF 14.42±m (47.3±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 136.54± SQUARE METERS (1496.67± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 110, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

MAP NUMBER 53 3/18/13
REVISED DATE 4/2/12 11/13/12
DATE PREPARED 4/2/12



REHABILITATION OF NOXON ROAD
NY ROUTE 55 TO TITUSVILLE ROAD

'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

PIN 8755.41

MAP NO. 53
PARCEL NO. 108-111.141
SHEET 3 OF 3

PARCEL 111, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE CLEARING/GRUBBING AND GRADING OF SIDE SLOPES TO MEET THE EXISTING GROUND, SEEDING TO RE-ESTABLISH A GRASS SURFACE, AND PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT; ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON LANDS OF BRYAN ZITTEL (REPUTED OWNER), SAID POINT BEING DISTANT 2.66±m MEASURED AT RIGHT ANGLES FROM STATION 3+541.629± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE THROUGH LANDS OF BRYAN ZITTEL (REPUTED OWNER) SOUTH 63°44'40.04" WEST A DISTANCE OF 11.65±m (38.2±FT) TO A POINT, SAID POINT BEING DISTANT 14.12±m MEASURED AT RIGHT ANGLES FROM STATION 3+539.525± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 4°45'11.53" EAST A DISTANCE OF 9.80±m (32.2±FT) TO A POINT, SAID POINT BEING DISTANT 8.58±m MEASURED AT RIGHT ANGLES FROM STATION 3+534.917± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 15°42'55.54" EAST A DISTANCE OF 10.60±m (34.8±FT) TO A POINT, SAID POINT BEING DISTANT 2.48±m MEASURED AT RIGHT ANGLES FROM STATION 3+526.251± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS SOUTH 24°24'6.88" EAST A DISTANCE OF 15.79±m (51.8±FT) TO A POINT, SAID POINT BEING DISTANT 2.60±m MEASURED AT RIGHT ANGLES FROM STATION 3+541.141± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS SOUTH 29°29'45.16" EAST A DISTANCE OF 0.49±m (1.6±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 104.35± SQUARE METERS (123.24± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 111, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

PARCEL 141, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE CLEARING/GRUBBING AND GRADING OF SIDE SLOPES TO MEET THE EXISTING GROUND, SEEDING TO RE-ESTABLISH A GRASS SURFACE, AND PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT; ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE DIVISION LINE OF LANDS OF BRYAN ZITTEL (REPUTED OWNER) TO THE NORTH AND LANDS OF STANLEY M ZABAWSKI, JOHN M ZABAWSKI AND JULIA ZABAWSKI (REPUTED OWNERS) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 4.48±m MEASURED AT RIGHT ANGLES FROM STATION 3+556.110± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID BOUNDARY SOUTH 62°45'23.93" WEST A DISTANCE OF 6.29±m (20.6±FT) TO A POINT, SAID POINT BEING DISTANT 10.68±m MEASURED AT RIGHT ANGLES FROM STATION 3+555.081± OF SAID BASELINE; THENCE THROUGH LANDS OF BRYAN ZITTEL (REPUTED OWNER) NORTH 62°3'15.94" WEST A DISTANCE OF 10.58±m (34.7±FT) TO A POINT, SAID POINT BEING DISTANT 15.22±m MEASURED AT RIGHT ANGLES FROM STATION 3+545.524± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 63°44'40.04" EAST A DISTANCE OF 12.00±m (39.4±FT) TO A POINT, SAID POINT BEING DISTANT 3.42±m MEASURED AT RIGHT ANGLES FROM STATION 3+547.691± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS SOUTH 29°29'45.16" EAST A DISTANCE OF 8.49±m (27.9±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 78.14± SQUARE METERS (841.04± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 141, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

THE SURVEY BASELINE IS A PORTION OF THE 2006 SURVEY BASELINE FOR THE RE-CONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD), AS SHOWN ON THE MAP AND DESCRIBED AS FOLLOWS:
BEGINNING AT STATION 3+466.195; THENCE SOUTH 19°26'42.00" EAST TO STATION 3+536.804; THENCE SOUTH 36°39'32.84" EAST TO STATION 3+601.521.

I hereby certify that the property mapped above is necessary for this project, and the acquisition thereof is recommended.

Date April 9 2013

Robert H. Balkind

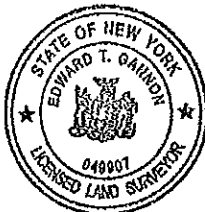
Robert H. Balkind, P.E.
Acting Commissioner of Public Works

Recommended by:

Date April 8 2013

Gregory V. Bentley

Gregory V. Bentley, P.E.
Director of Engineering



"Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law."

I hereby certify that this map is an accurate description and map made from an accurate survey, prepared under my direction.

Date 3/27 2013

Edward T. Gannon

EDWARD T. GANNON Land Surveyor
P.L.S. License No. 49907

MAP NUMBER 53 3/18/13
REVISED DATE 4/2/12 11/13/12
DATE PREPARED 4/2/12

WSP- SELLS
555 PLEASANTVILLE ROAD
BRIARCLIFF MANOR, NY 10510

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Doxsey		
District 4 - Town of Hyde Park	Serino	absent	
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman (VC)	absent	
Present: <u>9</u>	Resolution: <u>✓</u>	Total: <u>9</u>	<u>0</u>
Absent: <u>3</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013343 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY AND A PERMANENT EASEMENT FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LAGRANGE FROM BRYAN ZITTEL

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Resolution: ✓

Total : 24 0

Absent: 1

Motion:

Yes No

Vacant: 0

Abstentions: 0

2013343 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY AND A PERMANENT EASEMENT FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LAGRANGE FROM BRYAN ZITTEL

Date: December 5, 2013

RESOLUTION NO. 2013344

RE: AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM DANIEL J. FRANCESE AND GILDA J. FRANCESE

Legislators HUTCHINGS and BORCHERT offer the following and move its adoption:

WHEREAS, the Department of Public Works has proposed the improvement of a section of Noxon Road, CR 21, in the Town of LaGrange, which project (PIN #8755.41) includes the acquisition of portions of certain properties, and

WHEREAS, an environmental assessment form and a Negative Declaration was approved and adopted by this Legislature on December 8, 2008 under Resolution No. 208403 and the Department of Public Works determined that the improvement project (1) constitutes an unlisted action pursuant to Article 8 of the Environmental Conservation Law and Part 617 of the NYCRR ("SEQRA"), and (2) will not have a significant effect on the environment, and

WHEREAS, the Department of Public Works has made a determination that in order to improve said road, it is necessary to acquire in fee a portion of property presently owned by Daniel J. Francese and Gilda J. Francese, and

WHEREAS, the acquisition in fee is a portion of parcel number 133400-6360-01-183575-0000, described as 96.22± square meters (1,035.68± square feet) more or less as shown on Map No. 51, Parcel No. 102, copy is annexed hereto, and

WHEREAS, the Agreement to Purchase Real Property (Fee Acquisition) for the necessary real property is attached hereto, and

WHEREAS, the Commissioner of Public Works has recommended that the subject property, Fee Acquisition, be purchased for the sum of \$5,600.00 plus up to \$450.00 for related expenses, and that the terms and conditions of the Agreement be carried forth, now, therefore, be it

RESOLVED, that the County Executive or his designee is authorized to execute the Agreement to Purchase Real Property (Fee Acquisition) in substantially the form annexed hereto and all documents in connection with this acquisition, and be it further

RESOLVED, that on the submission by the property owner of a deed to the aforementioned land, which shall include the terms and conditions of the Agreement to Purchase Real Property, and such other documents as may be necessary to convey free and clear title to the County of Dutchess, that payment be made to the property owner in the sum of \$5,600.00, that the County reimburse Grantor for fees associated with the Release of Mortgage application, if any, and pay all necessary transfer tax and filing fees, and be it further

RESOLVED, that the terms and conditions of the aforementioned Agreement to Purchase Real Property (Fee Acquisition) be carried out by the Dutchess County Department of Public Works.

CA-244-13

CAB/ca/R-0907-TT

11/14/13

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 12/10/2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ 6,050

Total Current Year Revenue \$ 5,748
and Source

Source of County Funds (check one): ☒ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

H0290 5110 3009

Related Expenses: Amount \$ 450

Nature/Reason:

Anticipated expenses related to Mortgage Releases, Filing Fees, Property Taxes and other closing costs.

Anticipated Savings to County: \$ 5,748

Net County Cost (this year): \$ 302
Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement pertains to the accompanying resolution request form for the authorization to acquire additional right of way for a consideration of \$5,600.00, identified on Map 51 Parcel 102, for the project identified as PIN 8755.41 Rehabilitation of CR 21 (Noxon Road), NYS 55 to CR 49 (Titusville Road), Town of Lagrange.

Related expenses are included in the Total Current Year Costs.

Prepared by: Matthew W. Davis

2925

**AGREEMENT TO PURCHASE REAL PROPERTY
(FEE ACQUISITION)**

Project: REHABILITATION OF NOXON ROAD (NYS ROUTE 55 TO TITUSVILLE ROAD)
PIN: 8755.41 Map: 51 Parcel: 102

This Agreement by and between DANIEL J. FRANCESE AND GILDA J. FRANCESE, hereinafter referred to as the "Seller", and the COUNTY OF DUTCHESS, hereinafter referred to as the "Buyer", pertains to that portion of real property interest required for public right of way purposes only.

1. **PROPERTY DESCRIPTION.** The Seller agrees to sell, grant, convey all right, title and interest to a 96.22± Square Meter (1035.68± Square Foot) parcel located on the West Side of CR 21, Noxon Road, in the Town of LaGrange, Dutchess County, New York, further described as:

Being a portion of those same lands described in a deed dated December 6, 1990, and recorded on December 7, 1990 in Liber 1880 at Page 548 in the Office of the County Clerk for Dutchess County, New York with the address 308 Noxon Road (Re. Tax map No. 133400-6360-01-183575-0000), and being the same lands designated as Map 51, Parcel 102 on exhibit "A" attached hereto.

2. **IMPROVEMENTS INCLUDED IN THE PURCHASE.** The following improvements, if any, now in or on the property are included in this Agreement: Removing 1,040.89 sq. ft. of lawn as well as (2) 20" diameter trees.
3. **PURCHASE PRICE.** The total purchase price is FIVE THOUSAND SIX HUNDRED Dollars (\$5,600.00). This price includes the acquisition of the above real property in fee as described in paragraph 1 and the improvements described in paragraph 2, if any.
4. **PAYMENT.** All by check at closing.
5. **CLOSING DATE AND PLACE.** Transfer of Title shall take place at the Dutchess County Attorney's Office, or at another mutually acceptable location, on or about November 15, 2013.
6. **TITLE DOCUMENTS.** Buyer shall provide the following documents in connection with the sale:
- A. **Closing Documents.** Buyer will prepare and deliver to the Seller for execution at the time of closing the documents necessary to transfer the real property interest stated in Paragraph 1 above.
 - B. **Abstract, Bankruptcy and Tax Searches, and Acquisition Map.** Buyer will pay for a search of public deeds, court and tax records and will prepare a Title Certification Letter. Buyer will pay for and furnish to the Seller an acquisition map.
 - C. **Buyer will be responsible for the recording of all deeds and releases in the Office of the Dutchess County Clerk.**
7. **MARKETABILITY OF TITLE.** Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in connection with the fee simple acquisition of the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph 3, and paid to the appropriate party by the Buyer at the time of closing. The Buyer shall be responsible for the reimbursement to the Seller of any Lien Release Application Fees and for any Prepayment Penalties associated with the release of any liens.
8. **RECORDING COSTS, TRANSFER TAX & CLOSING ADJUSTMENTS.** Buyer will pay all recording fees and the real property transfer tax. The following, as applicable and as deemed appropriate by the Buyer, will be prorated and adjusted between the Seller and Buyer as of the date of closing; current taxes computed on a fiscal year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.

9. **RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY.** The stipulations aforesaid shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.
10. **ENTIRE AGREEMENT.** This agreement outlines the complete understanding of the Buyer and Seller pertaining to this acquisition. No verbal agreements or promises will be binding. This agreement must be approved by the Dutchess County Legislature and executed by the Dutchess County Executive in order for it to be binding on the parties.
11. **NOTICES.** All notices under this agreement shall be deemed delivered upon receipt. Any notices relating to this agreement may be given by the attorneys for the parties.
12. **PROJECT RELATED IMPROVEMENTS.** The following improvements will occur within this fee acquisition as a result of the Rehabilitation of Noxon Road Project, PIN 8755.41: Including, but not limited to the following: the shoulder of Noxon Road will be widened and the adjacent side slope will be cleared/grubbed and graded to meet with the existing ground and seeded to re-establish a grass surface.

IN WITNESS WHEREOF, on this 4th day of November, 2013, the parties have entered into this Agreement.

Seller: Daniel J. Francese and Gilda J. Francese
Representative: XXX

By: 

DANIEL J. FRANCENE
Printed Name

Title

Witness: Wayne Cridan

By: 

GILDA J. FRANCENE
Printed Name

Title

Witness: Wayne Cridan

County of Dutchess

Witness: _____

Buyer: _____

Marcus J. Molinaro
County Executive

APPROVED AS TO FORM:

Carol A. Bogle
Chief Asst. County Attorney

APPROVED AS TO CONTENT:

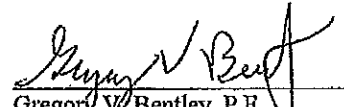

Gregory V. Bentley, P.E.
Director of Engineering



EXHIBIT A
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

MAP NO. 51
PARCEL NO. 102,103,104
SHEET 1 OF 3

REHABILITATION OF NOXON ROAD
NY ROUTE 55 TO TITUSVILLE ROAD

PIN 8755.41

Originals of this map (sheets 1 through 2) DANIEL J FRANCESE AND GILDA J FRANCESE
are on file at the offices of the Dutchess
County Department of Public Works
(REPUTED OWNERS)
L1880 P.0548

ACQUISITION DESCRIPTION:
Type: FEE, TE
Portion of Real Property Tax
Parcel ID No.
133400-6360-01-183575-0000

Town of LaGrange
County of Dutchess
State of New York

REPUTED OWNERS:

Francese, Daniel J
Francese, Gilda J
308 Noxon Road
Poughkeepsie, NY 12603

DANIEL J FRANCESE
AND GILDA J FRANCESE
(REPUTED OWNERS)
308 NOXON ROAD
32.78 SQ. METER +/-
352.84 SQ. FT +/-

FEE
(M51)
P102

DANIEL J FRANCESE
AND GILDA J FRANCESE
(REPUTED OWNERS)
308 NOXON ROAD
98.22 SQ. METER +/-
1036.68 SQ. FT +/-

DANIEL J FRANCESE
AND GILDA J FRANCESE
(REPUTED OWNERS)
308 NOXON ROAD
31.51 SQ. METER +/-
339.20 SQ. FT +/-

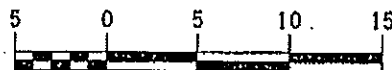
JEREMY A FINK
(REPUTED OWNER)

304 NOXON ROAD

TE
(M51)
P103

TE
(M51)
P104

FELLER ROAD



SCALE 1:250

ONE METER EQUALS 3.280833333 FEET.
ONE SQUARE METER EQUALS 10.763910417 SQUARE FEET.

MAP NUMBER 51
REVISED DATE 4/2/12 11/12/12
DATE PREPARED 4/2/12



'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

MAP NO. 51
PARCEL NO. 102, 103, 104
SHEET 2 OF 3

REHABILITATION OF NOXON ROAD
NY ROUTE 55 TO TITUSVILLE ROAD

PIN 8755.41

Map of property which the Commissioner of Public Works deems necessary to be acquired in the name of the People of the County of Dutchess in fee acquisition and temporary easement for purposes connected with the highway system of the County of Dutchess, pursuant to Section 118 of the Highway Law and the Eminent Domain Procedure Law.

PARCEL 102, A FEE ACQUISITION TO BE EXERCISED FOR THE PURPOSE OF THE WIDENING OF COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT WITH IMPROVEMENTS INCLUDING, BUT NOT LIMITED TO THE FOLLOWING: THE SHOULDER OF NOXON ROAD WILL BE WIDENED AND THE ADJACENT SIDE SLOPE WILL BE CLEARED/GRUBBED AND GRADED TO MEET WITH THE EXISTING GROUND AND SEEDED TO RE-ESTABLISH A GRASS SURFACE, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT ALSO BEING AT THE INTERSECTION OF SAID BOUNDARY AND THE NORTHERLY BOUNDARY OF FELLER ROAD, SAID POINT ALSO BEING DISTANT 3.94±m MEASURED AT RIGHT ANGLES FROM STATION 3+461.450± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID BOUNDARY SOUTH 81°45'23.93" WEST A DISTANCE OF 3.81±m (12.5±FT) TO A POINT, SAID POINT BEING DISTANT 0.14±m MEASURED AT RIGHT ANGLES FROM STATION 3+461.710± OF SAID BASELINE; THENCE THROUGH THE LANDS OF DANIEL J FRANCESE AND GILDA J FRANCESE (REPUTED OWNERS) NORTH 8°45'2.21" WEST A DISTANCE OF 27.43±m (90.0±FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF LANDS OF JEREMY A FINK (REPUTED OWNER) TO THE NORTH AND LANDS OF DANIEL J FRANCESE AND GILDA J FRANCESE (REPUTED OWNERS) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 1.98±m MEASURED AT RIGHT ANGLES FROM STATION 3+434.366± OF SAID BASELINE; THENCE CONTINUING ALONG SAID BOUNDARY NORTH 81°45'23.93" EAST A DISTANCE OF 3.21±m (10.5±FT) TO A POINT, SAID POINT BEING ON THE WESTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT ALSO BEING DISTANT 1.23±m MEASURED AT RIGHT ANGLES FROM STATION 3+434.152± OF SAID BASELINE; THENCE CONTINUING ALONG SAID BOUNDARY SOUTH 9°59'36.07" EAST A DISTANCE OF 27.43±m (90.0±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 96.22± SQUARE METERS (1035.68± SQUARE FEET) MORE OR LESS.

PARCEL 103, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE CLEARING/GRUBBING AND GRADING OF SIDE SLOPES TO MEET THE EXISTING GROUND, SEEDING TO RE-ESTABLISH A GRASS SURFACE, AND PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT, ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE DIVISION LINE OF LANDS OF JEREMY A FINK (REPUTED OWNER) TO THE NORTH AND LANDS OF DANIEL J FRANCESE AND GILDA J FRANCESE (REPUTED OWNERS) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 1.98±m MEASURED AT RIGHT ANGLES FROM STATION 3+434.366± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE THROUGH THE LANDS OF DANIEL J FRANCESE AND GILDA J FRANCESE (REPUTED OWNERS) SOUTH 8°45'2.21" EAST A DISTANCE OF 7.89±m (25.9±FT) TO A POINT, SAID POINT BEING DISTANT 1.37±m MEASURED AT RIGHT ANGLES FROM STATION 3+442.227± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 70°2'18.95" WEST A DISTANCE OF 6.84±m (22.4±FT) TO A POINT, SAID POINT BEING DISTANT 7.60±m MEASURED AT RIGHT ANGLES FROM STATION 3+439.418± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 15°26'55.53" EAST A DISTANCE OF 5.09±m (16.7±FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF LANDS OF JEREMY A FINK (REPUTED OWNER) TO THE NORTH AND LANDS OF DANIEL J FRANCESE AND GILDA J FRANCESE (REPUTED OWNERS) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 5.88±m MEASURED AT RIGHT ANGLES FROM STATION 3+434.626± OF SAID BASELINE; THENCE CONTINUING ALONG SAID DIVISION LINE NORTH 81°45'23.93" EAST A DISTANCE OF 3.91±m (12.8±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 32.78± SQUARE METERS (352.84± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 103, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

MAP NUMBER 51
REVISED DATE 4/2/12 11/12/12
DATE PREPARED 4/2/12



'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

REHABILITATION OF NOXON ROAD
NY ROUTE 55 TO TITUSVILLE ROAD

PIN 8755.41

MAP NO. 51
PARCEL NO. 102,103,104
SHEET 3 OF 3

PARCEL 104, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE CLEARING/GRUBBING AND GRADING OF SIDE SLOPES TO MEET THE EXISTING GROUND, SEEDING TO RE-ESTABLISH A GRASS SURFACE, AND PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT, ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERLY BOUNDARY OF FELLER ROAD, SAID POINT ALSO BEING DISTANT 0.14±m MEASURED AT RIGHT ANGLES FROM STATION 3+461.710± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID BOUNDARY SOUTH 81°45'23.93" WEST A DISTANCE OF 5.64±m (18.5±FT) TO A POINT, SAID POINT BEING DISTANT 5.48±m MEASURED AT RIGHT ANGLES FROM STATION 3+462.097± OF SAID BASELINE; THENCE THROUGH THE LANDS OF DANIEL J. FRANCESE AND GILDA J. FRANCESE (REPUTED OWNERS) NORTH 18°7'54.51" EAST A DISTANCE OF 12.47±m (40.9±FT) TO A POINT, SAID POINT BEING DISTANT 0.72±m MEASURED AT RIGHT ANGLES FROM STATION 3+450.569± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS SOUTH 8°45'2.21" EAST A DISTANCE OF 11.18±m (36.7±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 31.51± SQUARE METERS (339.20± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 104, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

THE SURVEY BASELINE IS A PORTION OF THE 2006 SURVEY BASELINE FOR THE RE-CONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD), AS SHOWN ON THE MAP AND DESCRIBED AS FOLLOWS:
BEGINNING AT STATION 3+357.870; THENCE SOUTH 4°18'51.28" EAST TO STATION 3+466.195; THENCE SOUTH 19°26'42.00" EAST TO STATION 3+536.804.

I hereby certify that the property mapped above is necessary for this project, and the acquisition thereof is recommended.

Date Dec 16 2012

[Signature]

Robert H. Bolkind, P.E.
Acting Commissioner of Public Works

Recommended by:

Date December 13 2012

[Signature]

Gregory V. Bentley, P.E.
Director of Engineering

"Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law."

I hereby certify that this map is an accurate description and map made from an accurate survey, prepared under my direction.



WSP- SELLS
555 PLEASANTVILLE ROAD
BRIARCLIFF MANOR, NY 10510

MAP NUMBER 51
REVISED DATE 4/2/12 11/12/12
DATE PREPARED 4/2/12

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Doxsey		
District 4 - Town of Hyde Park	Serino	absent	
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman (VC)	absent	
Present: <u>9</u>	Resolution: <u>✓</u>	Total : <u>9</u>	<u>0</u>
Absent: <u>3</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013344 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM DANIEL J. FRANCESE AND GILDA J. FRANCESE

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Resolution: ✓

Total: 24

0

Absent: 1

Motion:

Yes

No

Vacant: 0

Abstentions: 0

2013344 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM DANIEL J. FRANCESE AND GILDA J. FRANCESE

Date: December 5, 2013

RESOLUTION NO. 2013345

RE: AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR
THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD,
TOWN OF LA GRANGE FROM CARL OSTERLING

Legislators HUTCHINGS, BORCHERT and TRAUDT offer the following and
move its adoption:

WHEREAS, the Department of Public Works has proposed the improvement of a
section of Noxon Road, CR 21, in the Town of LaGrange, which project (PIN #8755.41)
includes the acquisition of portions of certain properties; and

WHEREAS, an environmental assessment form and a Negative Declaration was
approved and adopted by this Legislature on December 8, 2008 under Resolution No. 208403
and the Department of Public Works determined that the improvement project (1) constitutes an
unlisted action pursuant to Article 8 of the Environmental Conservation Law and Part 617 of the
NYCRR ("SEQRA"), and (2) will not have a significant effect on the environment, and

WHEREAS, the Department of Public Works has made a determination that in
order to improve said road, it is necessary to acquire in fee a portion of property presently owned
by Carl Osterling, and

WHEREAS, the acquisition in fee is a portion of parcel number 133400-6360-01-
181561-0000, described as 80.64± square meters (868.04± square feet) more or less as shown on
Map No. 52, Parcel No. 105, copy is annexed hereto, and

WHEREAS, the Agreement to Purchase Real Property (Fee Acquisition) for the
necessary real property is attached hereto, and

WHEREAS, the Commissioner of Public Works has recommended that the
subject property, Fee Acquisition, be purchased for the sum of \$3,175.00 plus up to \$450.00 for
related expenses, and that the terms and conditions of the Agreement be carried forth, now,
therefore, be it

RESOLVED, that the County Executive or his designee is authorized to execute
the Agreement to Purchase Real Property (Fee Acquisition) in substantially the form annexed
hereto and all documents in connection with this acquisition, and be it further

RESOLVED, that on the submission by the property owner of a deed to the
aforementioned land, which shall include the terms and conditions of the Agreement to Purchase
Real Property, and such other documents as may be necessary to convey free and clear title to
the County of Dutchess, that payment be made to the property owner in the sum of \$3,175.00,
that the County reimburse Grantor for fees associated with the Release of Mortgage application,
if any, and pay all necessary transfer tax and filing fees, and be it further

RESOLVED, that the terms and conditions of the aforementioned Agreement to Purchase Real Property (Fee Acquisition) be carried out by the Dutchess County Department of Public Works.

CA-243-13

CAB/ca/R-0907-SS

11/14/13

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date

12/10/2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 3,625

Total Current Year Revenue \$ 3,444
and Source

Source of County Funds (check one): ☒ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

H0290 5110 3009

Related Expenses: Amount \$ 450

Nature/Reason:

Anticipated expenses related to Mortgage Releases, Filling Fees, Property Taxes and other closing costs.

Anticipated Savings to County: \$3,444

Net County Cost (this year): \$181
Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement pertains to the accompanying resolution request form for the authorization to acquire additional right of way for a consideration of \$3,175.00, identified on Map 52 Parcel 105, for the project identified as PIN 8755.41 Rehabilitation of CR 21(Noxon Road), NYS 55 to CR 49 (Titusville Road), Town of Lagrange.

Related expenses are included in the Total Current Year Costs.

Prepared by: Matthew W. Davis

2925

**ADVANCE PAYMENT AGREEMENT TO PURCHASE REAL PROPERTY
(FEE ACQUISITION)**

Project: REHABILITATION OF NOXON ROAD/TITUSVILLE ROAD INTERSECTION
PIN: 8755.41 Map: 52 Parcel: 105

This Advance Payment Agreement by and between CARL OSTERLING, hereinafter referred to as the "Seller", and the COUNTY OF DUTCHESS, hereinafter referred to as the "Buyer", pertains to that portion of real property interest required for public right of way purposes only.

1. **PROPERTY DESCRIPTION.** The Seller agrees to sell, grant, convey all right, title and interest to a 80.64± Square Meter (868.04± Square Foot) parcel located on the West Side of CR 21, Noxon Road, in the Town of LaGrange, Dutchess County, New York, further described as:

Being a portion of those same lands described in a deed dated June 30, 2008 and recorded July 13, 2008 in Liber 22008 at Page 4348 (as Document #0220084348) in the Office of the County Clerk for Dutchess County, New York with the address 312 Noxon Road (Re. Tax map No. 133400-6360-01-181561-0000), and being the same lands designated as Map 52, Parcel 105 on exhibit "A" attached here to.

2. **IMPROVEMENTS INCLUDED IN THE ACQUISITION.** The following improvements, if any, now in or on the property are included in this Advance Payment Agreement: 1,022.58 sq. ft. of lawn and 129.17 sq. ft. of driveway material to be removed.
3. **PURCHASE PRICE.** Whereas, the Seller and the Buyer cannot agree upon the value of the real property interest and the legal damages, the Buyer is willing to pay an amount equal to the amount determined by the Buyer to be the value of the real property interest to be acquired and the legal damages. This amount is Three Thousand One Hundred Seventy Five dollars (\$3,175.00). This price includes the real property interest described in Paragraph one (1) and the improvements described in Paragraph two (2). The Seller agrees, as a prerequisite to such advance payment, to execute and to deliver or cause the execution and delivery to the Buyer of all formal papers which the Buyer deems necessary to authorize payment and to secure to the Buyer a full release of all claims (other than the claim of the Seller) by reason of the acquisition of the aforementioned real property interest with improvements.
4. **PAYMENT.** Payment is to be made upon approval of this agreement by the Buyer after authorization by appropriate administrative and legal entities, as may be required by statute, and after Buyer has provided all papers necessary to convey clear title and release all third party claims to the advance payment proceeds.
5. **CLAIM.** Pursuant to New York State Eminent Domain Procedure Law, the Seller hereby reserves the right to file a claim with the Supreme Court, held in the judicial district where the real property is situated, or if a claim has been filed, reserves the right to prosecute said claim, it being understood, however, that any such claim shall be filed within one (1) year after title to the aforementioned real property interest is conveyed. It is agreed that, if the Supreme Court finds the value of the real property interest acquired is equal to or exceeds the advance payment amount, the amount of such advance payment shall be deducted from the amount so found by the court or, in the alternative, the award of said court shall be in the amount of the excess, if any, over and above the advance payment amount. In the event the amount so found by the court is less than the amount of said advance payment, the Buyer, upon application made to the court on at least eight days notice to the Seller, may request the difference between the award as found by the court and the amount of said advance payment. This Paragraph 5 of this Advance Payment Agreement shall not merge into the deed and shall survive the conveyance of the aforementioned real property interest.
6. **FILING.** It is understood and agreed by and between the parties hereto, that pursuant to statute, if no claim is filed by the Seller in the Supreme Court within one (1) year after title to the aforementioned real property interest is conveyed, then, upon the expiration of that time, this Advance Payment Agreement shall automatically become a Purchase Agreement in full and complete settlement of all claims without further ratification, approval or consent by Seller and Seller shall be deemed to have released Seller's claim against the Buyer.

7. **TITLE DOCUMENTS.** Buyer will pay for and furnish to the Seller an acquisition map.
8. **MARKETABILITY OF TITLE.** Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in fee simple and/or permanent easement to the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph three (3), and paid to the appropriate party by the Buyer.
9. **RECORDING COSTS, TRANSFER TAX & CLOSING ADJUSTMENTS.** Buyer will pay all recording fees and the real property transfer tax. The following, as applicable and as deemed appropriate by the Buyer, will be prorated and adjusted between Seller and Buyer as of the date of conveyance: current taxes computed on a fiscal year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.
10. **RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY.** The aforesaid terms, agreements and understandings shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.
11. **ENTIRE AGREEMENT.** This Advance Payment Agreement when signed by both the Buyer and the Seller will be the record of the complete Advance Payment Agreement between the Buyer and Seller concerning the condemnation of the property. No verbal agreements or promises will be binding.
12. **NOTICES.** All notices under this Advance Payment Agreement shall be deemed delivered upon receipt. Any notices relating to this Advance Payment Agreement may be given by the attorneys for the parties.
13. **PROJECT RELATED IMPROVEMENTS.** The following improvements will occur within this fee acquisition as a result of the Rehabilitation of Noxon Road Project, PIN 8755.41: Including, but not limited to the following: the shoulder of Noxon Road will be widened and the adjacent side slope will be graded to meet with the existing ground and seeded to re-establish a grass surface.
14. **ADDENDA.** The following Addenda are incorporated into this Advance Payment Agreement:
[] Temporary Easement [] Cost to Cure [] Other _____

IN WITNESS WHEREOF, on this 26 day of AUGUST, 2013, the parties have entered into this Advance Payment Agreement.

Seller: _____

Carl Osterling

STATE OF NEW YORK)

) SS:

COUNTY OF DUTCHESS)

On this 26th day of August, 2013, before me, the undersigned, a Notary Public in and for said state, personally appeared CARL E. OSTERLING, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on this instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

HERNAN VELEZ

Notary Public - State of New York

ID No. 01VE6101982

Qualified in Dutchess County

My Commission Expires November 24, 2015

County of Dutchess

Witness: _____

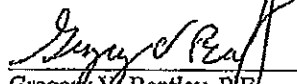
Buyer: _____

Marcus J. Molinaro
County Executive

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Carol A. Bogle
Sr. Asst. County Attorney



Gregory V. Bentley, P.E.
Director of Engineering



'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

MAP NO. 52
PARCEL NO. 105, 106, 107
SHEET 1 OF 3

REHABILITATION OF NOXON ROAD
NY ROUTE 55 TO TITUSVILLE ROAD

PN 8755.41

Originals of this map (sheets 1 through 2)
are on file at the offices of the Dutchess
County Department of Public Works

CARL OSTERLING
(REPUTED OWNER)
L.22008 P.4348

ACQUISITION DESCRIPTION:

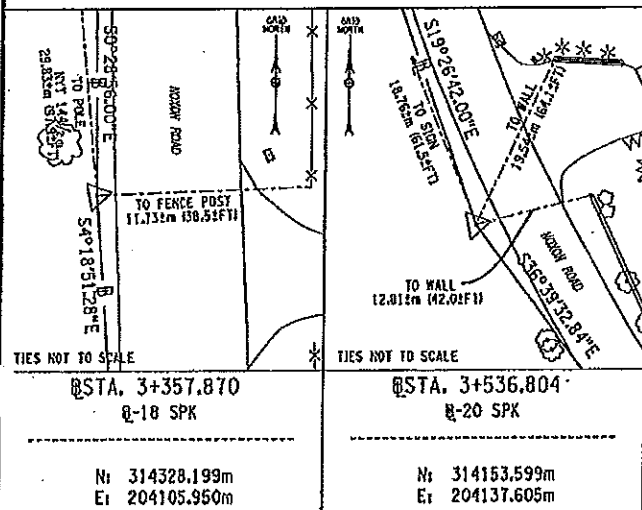
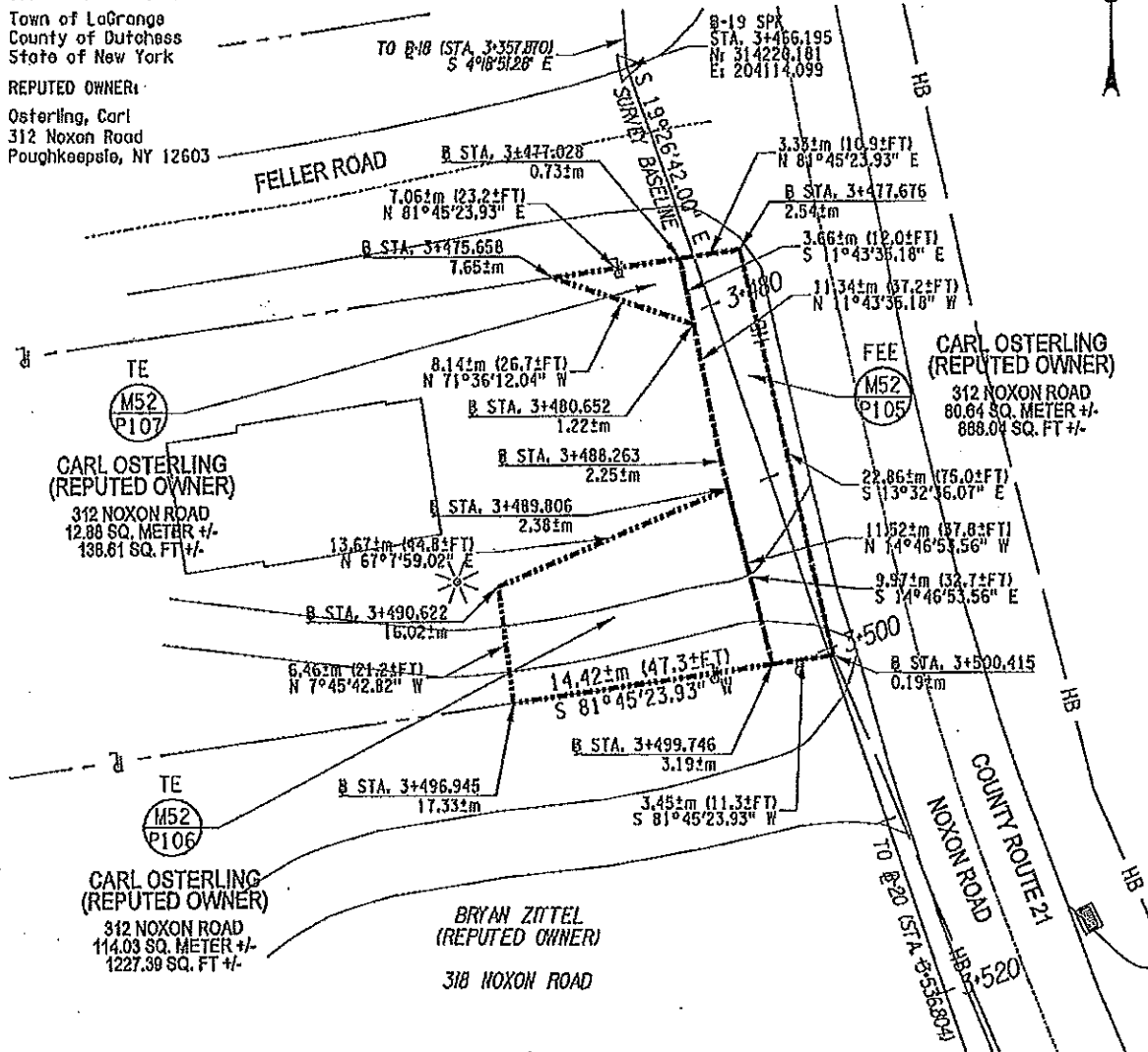
Types: FEE, TE
Portion of Real Property Tax
Parcel ID No.
133400-6360-01-181561-0000

Town of LaGrange
County of Dutchess
State of New York

REPUTED OWNER:

Osterling, Carl
312 Noxon Road
Poughkeepsie, NY 12603

GRID
NORTH



5 0 5 10 15
SCALE 1:250
ONE METER EQUALS 3.280833333 FEET.
ONE SQUARE METER EQUALS 10.76390673611 SQUARE FEET.

MAP NUMBER 52
REVISED DATE 4/2/12 11/13/12
DATE PREPARED 4/2/12

PREPARED BY DB CHECKED BY EG/JA FINAL CHECK BY MAU



'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

REHABILITATION OF NOXON ROAD
BY ROUTE 55 TO TITUSVILLE ROAD

PN 8755.41

MAP NO. 52
PARCEL NO. 105, 106, 107
SHEET 2 OF 3

Map of property which the Commissioner of Public Works deems necessary to be acquired by appropriation in the name of the People of the County of Dutchess in fee acquisition and temporary easement for purposes connected with the highway system of the County of Dutchess, pursuant to Section 118 of the Highway Law and the Eminent Domain Procedure Law.

PARCEL 105, A FEE ACQUISITION TO BE EXERCISED FOR THE PURPOSE OF THE WIDENING OF COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT WITH IMPROVEMENTS INCLUDING, BUT NOT LIMITED TO THE FOLLOWING: THE SHOULDER OF NOXON ROAD WILL BE WIDENED AND THE ADJACENT SIDE SLOPE WILL BE GRADED TO MEET WITH THE EXISTING GROUND AND SEEDED TO RE-ESTABLISH A GRASS SURFACE, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT ALSO BEING AT THE INTERSECTION OF SAID BOUNDARY AND THE SOUTHERLY BOUNDARY OF FELLER ROAD, SAID POINT ALSO BEING DISTANT 2.54±m MEASURED AT RIGHT ANGLES FROM STATION 3+477.676± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID BOUNDARY SOUTH 13°32'36.07" EAST A DISTANCE OF 22.86±m (75.0±FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF LANDS OF CARL OSTERLING (REPUTED OWNER) TO THE NORTH AND LANDS OF BRYAN ZITTEL (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 0.19±m MEASURED AT RIGHT ANGLES FROM STATION 3+500.415± OF SAID BASELINE; THENCE ALONG SAID DIVISION LINE SOUTH 81°45'23.93" WEST A DISTANCE OF 3.45±m (11.3±FT) TO A POINT, SAID POINT BEING DISTANT 3.19±m MEASURED AT RIGHT ANGLES FROM STATION 3+499.746± OF SAID BASELINE; THENCE THROUGH LANDS OF CARL OSTERLING (REPUTED OWNER) NORTH 14°46'53.56" WEST A DISTANCE OF 11.52±m (37.8±FT) TO A POINT, SAID POINT BEING DISTANT 2.25±m MEASURED AT RIGHT ANGLES FROM STATION 3+488.263± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 11°43'35.18" WEST A DISTANCE OF 11.34±m (37.2±FT) TO A POINT, SAID POINT BEING ON THE SOUTHERLY BOUNDARY OF FELLER ROAD, SAID POINT ALSO BEING DISTANT 0.73±m MEASURED AT RIGHT ANGLES FROM STATION 3+477.028± OF SAID BASELINE; THENCE ALONG SAID BOUNDARY NORTH 81°45'23.93" EAST A DISTANCE OF 3.33±m (10.9±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 80.64± SQUARE METERS (1868.04± SQUARE FEET) MORE OR LESS.

PARCEL 106, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE REHABILITATION OF A DRIVEWAY TO MEET THE PROPOSED ROADWAY EDGE, AS WELL AS GRADING THE SIDE SLOPES OF THE DRIVEWAY TO MEET THE EXISTING GROUND, SEEDED TO RE-ESTABLISH A GRASS SURFACE, AND PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT, ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE DIVISION LINE OF LANDS OF CARL OSTERLING (REPUTED OWNER) TO THE NORTH AND LANDS OF BRYAN ZITTEL (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 3.19±m MEASURED AT RIGHT ANGLES FROM STATION 3+499.746± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID DIVISION LINE SOUTH 81°45'23.93" WEST A DISTANCE OF 14.42±m (47.3±FT) TO A POINT, SAID POINT BEING DISTANT 17.33±m MEASURED AT RIGHT ANGLES FROM STATION 3+496.945± OF SAID BASELINE; THENCE THROUGH LANDS OF CARL OSTERLING (REPUTED OWNER) NORTH 7°45'42.82" WEST A DISTANCE OF 6.46±m (21.2±FT) TO A POINT, SAID POINT BEING DISTANT 16.02±m MEASURED AT RIGHT ANGLES FROM STATION 3+490.622± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 67°7'59.02" EAST A DISTANCE OF 13.67±m (44.8±FT) TO A POINT, SAID POINT BEING DISTANT 2.38±m MEASURED AT RIGHT ANGLES FROM STATION 3+489.806± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS SOUTH 14°46'53.56" EAST A DISTANCE OF 9.97±m (32.7±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 114.03± SQUARE METERS (1227.39± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 106, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

MAP NUMBER 52
REVISED DATE 4/2/12 11/13/12
DATE PREPARED 4/2/12



REHABILITATION OF NOXON ROAD
NY ROUTE 55 TO TITUSVILLE ROAD

'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

PIN 8755.41

MAP NO. 52
PARCEL NO. 105,106,107
SHEET 3 OF 3

PARCEL 107, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE GRADING OF SIDE SLOPES TO MEET THE EXISTING GROUND, SEEDING TO RE-ESTABLISH A GRASS SURFACE, AND PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT, ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTHERLY BOUNDARY OF FELLER ROAD, SAID POINT ALSO BEING DISTANT 0.73±m MEASURED AT RIGHT ANGLES FROM STATION 3+477.028± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE THROUGH LANDS OF CARL OSTERLING (REPUTED OWNER) SOUTH 11°43'35.18" EAST A DISTANCE OF 3.66±m (12.0±FT) TO A POINT, SAID POINT BEING DISTANT 1.22±m MEASURED AT RIGHT ANGLES FROM STATION 3+480.652± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 71°36'12.04" WEST A DISTANCE OF 8.14±m (26.7±FT) TO A POINT, SAID POINT BEING ON THE SOUTHERLY BOUNDARY OF FELLER ROAD, SAID POINT ALSO BEING DISTANT 7.65±m MEASURED AT RIGHT ANGLES FROM STATION 3+475.658± OF SAID BASELINE; THENCE CONTINUING ALONG SAID BOUNDARY NORTH 81°45'23.93" EAST A DISTANCE OF 7.06±m (23.2±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 12.88± SQUARE METERS (138.61± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 107, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

THE SURVEY BASELINE IS A PORTION OF THE 2006 SURVEY BASELINE FOR THE RE-CONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD), AS SHOWN ON THE MAP AND DESCRIBED AS FOLLOWS:
BEGINNING AT STATION 3+357.870; THENCE SOUTH 4°18'51.28" EAST TO STATION 3+466.195; THENCE SOUTH 19°26'42.00" EAST TO STATION 3+536.804.

MAP NUMBER 52
REVISED DATE 4/2/12 11/13/12
DATE PREPARED 4/2/12

I hereby certify that the property mapped above is necessary for this project, and the acquisition thereof is recommended.

Date Dec. 16 2012

[Signature]

Robert H. Balkind, P.E.
Acting Commissioner of Public Works

Recommended by:

Date DECEMBER 13 2012

[Signature]

Gregory V. Bentley, P.E.
Director of Engineering

"Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law."

I hereby certify that this map is an accurate description and map made from an accurate survey, prepared under my direction.

Date 12/4 2012



EDWARD T. GANNON Land Surveyor
P.L.S. License No. 49907

SELLS
105 PLEASANTVILLE ROAD
BRIARCLIFF MANOR, NY 10510

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Doxsey		
District 4 - Town of Hyde Park	Serino	absent	
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman (VC)	absent	

Present: 9
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion:

Total : 9 0
 Yes No
 Abstentions: 0

2013345 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM CARL OSTERLING

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion:

Total : 24 0

Yes No

Abstentions: 0

2013345 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM CARL OSTERLING

Date: December 5, 2013

RESOLUTION NO. 2013346

RE: AUTHORIZING ACQUISITION OF A PERMANENT EASEMENT
FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON
ROAD, TOWN OF LA GRANGE FROM FRANCES INGLESE

Legislators HUTCHINGS, BORCHERT and TRAUDT offer the following and
move its adoption:

WHEREAS, the Department of Public Works has proposed the improvement of a
section of Noxon Road, CR 21, in the Town of LaGrange, which project (PIN #8755.41)
includes the acquisition of portions of certain properties, and

WHEREAS, an environmental assessment form and a Negative Declaration was
approved and adopted by this Legislature on December 8, 2008 under Resolution No. 208403
and the Department of Public Works determined that the improvement project (1) constitutes an
unlisted action pursuant to Article 8 of the Environmental Conservation Law and Part 617 of the
NYCRR ("SEQRA"), and (2) will not have a significant effect on the environment, and

WHEREAS, the Department of Public Works has made a determination that in
order to improve said road, it is necessary to acquire a permanent easement of a portion of
property presently owned by Frances Inglesse, and

WHEREAS, the acquisition of a permanent easement is a portion of parcel
number 133400-6360-01-164721-0000, described as 45.45± square meters (489.22± square feet)
more or less as shown on Map No. 33, Parcel No. 66, copy is annexed hereto, and

WHEREAS, the Agreement to Purchase Real Property (Permanent Easement) for
the necessary real property is attached hereto, and

WHEREAS, the Commissioner of Public Works has recommended that the
subject property, Permanent Easement, be purchased for the sum of \$4,090.00 plus up to \$450.00
for related expenses, and that the terms and conditions of the Agreement be carried forth, now,
therefore, be it

RESOLVED, that the County Executive or his designee is authorized to execute
the Agreement to Purchase Real Property (Permanent Easement) in substantially the form
annexed hereto and all documents in connection with this acquisition, and be it further

RESOLVED, that on the submission by the property owner of a deed to the
aforementioned land, which shall include the terms and conditions of the Agreement to Purchase
Real Property, and such other documents as may be necessary to convey free and clear title to
the County of Dutchess, that payment be made to the property owner in the sum of \$4,090.00,
that the County reimburse Grantor for fees associated with the Release of Mortgage application,
if any, and pay all necessary transfer tax and filing fees, and be it further

RESOLVED, that the terms and conditions of the aforementioned Agreement to Purchase Real Property (Permanent Easement) be carried out by the Dutchess County Department of Public Works.

CA-242-13

CAB/ca/R-0907-II

11/14/13

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date

12/18/2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 4,540

Total Current Year Revenue \$ 4,313
and Source

Source of County Funds (check one): ☒ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Item(s):

H0290 5110 3008

Related Expenses: Amount \$ 450

Nature/Reason:

Anticipated expenses related to Mortgage Releases, Filling Fees, Property Taxes and other closing costs.

Anticipated Savings to County: \$4,313

Net County Cost (this year): \$227
Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement pertains to the accompanying resolution request form for the authorization to acquire additional right of way for a consideration of \$4,090.00, identified on Map 33 Parcels 66, for the project identified as PIN 8755.41 Rehabilitation of CR 21 (Noxon Road), NYS 55 to CR 49 (Titusville Road), Town of Lagrange.

Related expenses are included in the Total Current Year Costs.

Prepared by: Matthew W. Davis

2925

**ADVANCE PAYMENT AGREEMENT TO PURCHASE REAL PROPERTY
(PERMANENT EASEMENT)**

Project: REHABILITATION OF NOXON ROAD/TITUSVILLE ROAD INTERSECTION
PIN: 8755.41 Map: 33 Parcel: 66

This Advance Payment Agreement by and between FRANCES A. INGLESB, hereinafter referred to as the "Seller", and the COUNTY OF DUTCHESS, hereinafter referred to as the "Buyer", pertains to that portion of real property interest required for public right of way purposes only.

1. **PROPERTY DESCRIPTION.** The Seller agrees to sell, grant, convey a permanent easement to a 45.45± Square Meter (489.22± Square Foot) parcel located on the West Side of CR 21, Noxon Road, in the Town of LaGrange, Dutchess County, New York, further described as:

Being a portion of those same lands described in a deed dated October 31, 2003, and recorded on November 3, 2003 as Document #0220039064 in the Office of the County Clerk for Dutchess County, New York with the address 256 Noxon Road (Re. Tax map No. 133400-6360-01-164721-0000), and being the same lands designated as Map 33, Parcel 66 on exhibit "A" attached here to.

2. **IMPROVEMENTS INCLUDED IN THE ACQUISITION.** The following improvements, if any, now in or on the property are included in this Advance Payment Agreement: (1) 31" diameter tree, (1) 19" diameter tree, miscellaneous small decorative plantings.
3. **PURCHASE PRICE.** Whereas, the Seller and the Buyer cannot agree upon the value of the real property interest and the legal damages, the Buyer is willing to pay an amount equal to the amount determined by the Buyer to be the value of the real property interest to be acquired and the legal damages. This amount is Four Thousand Ninety Dollars (\$4,090.00). This price includes the real property interest described in Paragraph one (1) and the improvements described in Paragraph two (2). The Seller agrees, as a prerequisite to such advance payment, to execute and to deliver or cause the execution and delivery to the Buyer of all formal papers which the Buyer deems necessary to authorize payment and to secure to the Buyer a full release of all claims (other than the claim of the Seller) by reason of the acquisition of the aforementioned real property interest with improvements.
4. **PAYMENT.** Payment is to be made upon approval of this agreement by the Buyer after authorization by appropriate administrative and legal entities, as may be required by statute, and after Buyer has provided all papers necessary to convey clear title and release all third party claims to the advance payment proceeds.
5. **CLAIM.** Pursuant to New York State Eminent Domain Procedure Law, the Seller hereby reserves the right to file a claim with the Supreme Court, held in the judicial district where the real property is situated, or if a claim has been filed, reserves the right to prosecute said claim, it being understood, however, that any such claim shall be filed within one (1) year after title to the aforementioned real property interest is conveyed. It is agreed that, if the Supreme Court finds the value of the real property interest acquired is equal to or exceeds the advance payment amount, the amount of such advance payment shall be deducted from the amount so found by the court or, in the alternative, the award of said court shall be in the amount of the excess, if any, over and above the advance payment amount. In the event the amount so found by the court is less than the amount of said advance payment, the Buyer, upon application made to the court on at least eight days notice to the Seller, may request the difference between the award as found by the court and the amount of said advance payment. This Paragraph 5 of this Advance Payment Agreement shall not merge into the deed and shall survive the conveyance of the aforementioned real property interest.
6. **FILING.** It is understood and agreed by and between the parties hereto, that pursuant to statute, if no claim is filed by the Seller in the Supreme Court within one (1) year after title to the aforementioned real property interest is conveyed, then, upon the expiration of that time, this Advance Payment Agreement shall automatically become a Purchase Agreement in full and complete settlement of all claims without further ratification, approval or consent by Seller and Seller shall be deemed to have released Seller's claim against the Buyer.

7. **TITLE DOCUMENTS.** Buyer will pay for and furnish to the Seller an acquisition map.
8. **MARKETABILITY OF TITLE.** Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in fee simple and/or permanent easement to the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph three (3), and paid to the appropriate party by the Buyer.
9. **RECORDING COSTS, TRANSFER TAX & CLOSING ADJUSTMENTS.** Buyer will pay all recording fees and the real property transfer tax. The following, as applicable and as deemed appropriate by the Buyer, will be prorated and adjusted between Seller and Buyer as of the date of conveyance: current taxes computed on a fiscal year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.
10. **RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY.** The aforesaid terms, agreements and understandings shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.
11. **ENTIRE AGREEMENT.** This Advance Payment Agreement when signed by both the Buyer and the Seller will be the record of the complete Advance Payment Agreement between the Buyer and Seller concerning the condemnation of the property. No verbal agreements or promises will be binding.
12. **NOTICES.** All notices under this Advance Payment Agreement shall be deemed delivered upon receipt. Any notices relating to this Advance Payment Agreement may be given by the attorneys for the parties.
13. **PROJECT RELATED IMPROVEMENTS.** The following improvements will occur within this permanent easement as a result of the Rehabilitation of Noxon Road Project, PIN 8755.41: This permanent easement is being exercised for the purpose of work area in connection with the grading of the slope and installation of a drainage outlet, including clearing/grubbing activities, future grading, cleaning, rehabilitation, inspection, landscaping, stone outlet protection, equipment and machinery access and the placement of temporary erosion and sediment control measures for the duration of this project.
14. **ADDENDA.** The following Addenda are incorporated into this Advance Payment Agreement:
☐ Temporary Easement ☐ Cost to Cure ☐ Other _____

IN WITNESS WHEREOF, on this 30th day of October, 2013, the parties have entered into this Advance Payment Agreement.

Seller:

Frances A. Ingles
 Frances A. Ingles

STATE OF NEW YORK)

) SS:

COUNTY OF DUTCHESS)

On this 30th day of October, 2013, before me, the undersigned, a Notary Public in and for said state, personally appeared Frances A. Ingles, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on this instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Susanne J. Hicks
 Notary Public

SUSANNE J. HICKS
 Notary Public, State of New York
 No. 4821387
 Qualified in Dutchess County
 Commission Expires July 31, 2014

County of Dutchess

Witness: _____

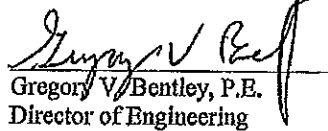
Buyer: _____

Marcus J. Molinaro
County Executive

APPROVED AS TO FORM:

Carol A. Bogle
Chief Asst. County Attorney

APPROVED AS TO CONTENT:



Gregory V. Bentley, P.E.
Director of Engineering



'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

MAP NO. 33
PARCEL NO. 66, 67, 68
SHEET 1 OF 3

REHABILITATION OF NOXON ROAD
NY ROUTE 55 TO TITUSVILLE ROAD

PIN 8755.41

Originals of this map (sheets 1 through 3)
are on file at the offices of the Dutchess
County Department of Public Works

ACQUISITION DESCRIPTION:

Types: PE, TE
Portion of Real Property Tax
Parcel ID No.
133400-6360-01-164721-0000
Town of LaGrange
County of Dutchess
State of New York

REPUTED OWNER:

Inglese, Frances A.
256 Noxon Road
Poughkeepsie, NY 12603

ERIC R YON AND
AMY L YON
(REPUTED OWNERS)
240 NOXON ROAD

FRANCES A. INGLESSE
(REPUTED OWNER)

256 NOXON ROAD
80.46 SQ. METER +/-
866.08 SQ. FT +/-

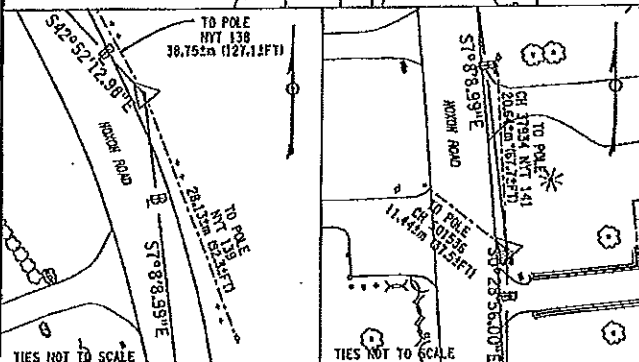
FRANCES A. INGLESSE
(REPUTED OWNER)
256 NOXON ROAD
48.46 SQ. METER +/-
489.22 SQ. FT +/-

FRANCES A. INGLESSE
(REPUTED OWNER)

256 NOXON ROAD
185.71 SQ. METER +/-
1998.97 SQ. FT +/-

BRIAN W REILLY AND
ANDREA M REILLY
(REPUTED OWNERS)

260 NOXON ROAD



B STA. 2+913.481
B-16 SPK

N: 314770.989m
E: 204078.439m

B STA. 3+118.745
B-17 SPK

N: 314567.315m
E: 204103.937m

SCALE 1:250
ONE METER EQUALS 3.280833333 FEET.
ONE SQUARE METER EQUALS 10.76391041 SQUARE FEET.

MAP NUMBER 33
REVISED DATE 1/23/12
DATE PREPARED 12/8/11

PREPARED BY DB CHECKED BY EG/JA FINAL CHECK BY MAU



REHABILITATION OF NOXON ROAD
NY ROUTE 55 TO TITUSVILLE ROAD

'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

PIN 8755.41

MAP NO. 33
PARCEL NO. 66, 67, 68
SHEET 2 OF 3

Map of property which the Commissioner of Public Works deems necessary to be acquired in the name of the People of the County of Dutchess in permanent easement and temporary easement for purposes connected with the highway system of the County of Dutchess, pursuant to Section 118 of the Highway Law and the Eminent Domain Procedure Law.

PARCEL 66, A PERMANENT EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE GRADING OF THE SLOPE AND INSTALLATION OF A DRAINAGE OUTLET, INCLUDING CLEARING/GRUBBING ACTIVITIES, FUTURE GRADING, CLEANING, REHABILITATION, INSPECTION, LANDSCAPING, STONE OUTLET PROTECTION, EQUIPMENT AND MACHINERY ACCESS AND THE PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT, ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT BEING AT THE DIVISION LINE OF LANDS OF ERIC R. YON AND AMY L. YON (REPUTED OWNERS) TO THE NORTH AND LANDS OF FRANCES A. INGLESSE (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 6.77±m MEASURED AT RIGHT ANGLES FROM STATION 3+009.860± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID BOUNDARY SOUTH 7°59'16.20" EAST A DISTANCE OF 7.88±m (25.9±FT) TO A POINT, SAID POINT BEING DISTANT 6.66±m MEASURED AT RIGHT ANGLES FROM STATION 3+017.740± OF SAID BASELINE; THENCE THROUGH THE LANDS OF FRANCES A. INGLESSE (REPUTED OWNER) SOUTH 84°50'2.23" WEST A DISTANCE OF 5.97±m (19.6±FT) TO A POINT, SAID POINT BEING DISTANT 12.62±m MEASURED AT RIGHT ANGLES FROM STATION 3+017.535± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 5°9'57.77" WEST A DISTANCE OF 7.87±m (25.8±FT) TO A POINT, SAID POINT BEING DISTANT 12.35±m MEASURED AT RIGHT ANGLES FROM STATION 3+009.669± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 84°50'2.23" EAST A DISTANCE OF 5.58±m (18.3±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 45.45± SQUARE METERS (489.22± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 66, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

PARCEL 67, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH GRADING THE SIDE SLOPE TO MEET THE EXISTING GROUND, CLEARING/GRUBBING ACTIVITIES AND SEEDING TO RE-ESTABLISH A GRASS SURFACE, ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT BEING AT THE DIVISION LINE OF LANDS OF ERIC R. YON AND AMY L. YON (REPUTED OWNERS) TO THE NORTH AND LANDS OF FRANCES A. INGLESSE (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 7.03±m MEASURED AT RIGHT ANGLES FROM STATION 2+992.682± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG THE WESTERLY BOUNDARY OF COUNTY ROUTE 21, SOUTH 7°59'16.20" EAST A DISTANCE OF 17.18±m (56.4±FT) TO A POINT, SAID POINT BEING DISTANT 6.77±m MEASURED AT RIGHT ANGLES FROM STATION 3+009.860± OF SAID BASELINE; THENCE THROUGH THE LANDS OF FRANCES A. INGLESSE (REPUTED OWNER) NORTH 84°50'2.23" EAST A DISTANCE OF 5.58±m (18.3±FT) TO A POINT, SAID POINT BEING DISTANT 12.35±m MEASURED AT RIGHT ANGLES FROM STATION 3+009.669± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 2°36'56.95" WEST A DISTANCE OF 16.44±m (53.9±FT) TO A POINT, SAID POINT ON THE DIVISION LINE OF THE LANDS OF ERIC R. YON AND AMY L. YON (REPUTED OWNERS) TO THE NORTH AND THE LANDS OF FRANCES A. INGLESSE (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 11.05±m MEASURED AT RIGHT ANGLES FROM STATION 2+993.282± OF SAID BASELINE; THENCE CONTINUING ALONG SAID DIVISION LINE NORTH 74°23'2.46" EAST A DISTANCE OF 4.07±m (13.4±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 80.46± SQUARE METERS (866.06± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 67, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

MAP NUMBER 33 3/18/13
REVISED DATE -1/23/12- -11/12/12
DATE PREPARED 12/8/11



'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

REHABILITATION OF NOXON ROAD
NY ROUTE 55 TO TITUSVILLE ROAD

PIN 8755.41

MAP NO. 33

PARCEL NO. 66, 67, 68

SHEET 3 OF 3

PARCEL 68, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE REHABILITATION OF A DRIVEWAY TO MEET THE PROPOSED ROADWAY EDGE, AS WELL AS GRADING THE SIDE SLOPES OF THE DRIVEWAY AND ROADWAY TO MEET THE EXISTING GROUND, CLEARING/GRUBBING ACTIVITIES, SEEDING TO RE-ESTABLISH A GRASS SURFACE AND THE REMOVAL/REPLACEMENT OF A SECTION OF FENCING AND SECTION OF CURBING, ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT BEING AT THE DIVISION LINE OF LANDS OF BRIAN W. REILLY AND ANDREA M. REILLY (REPUTED OWNERS) TO THE SOUTH AND LANDS OF FRANCES A. INGELSE (REPUTED OWNER) TO THE NORTH, SAID POINT ALSO BEING DISTANT 6.26±m MEASURED AT RIGHT ANGLES FROM STATION 3+044.391± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID DIVISION LINE SOUTH 88°43'30.74" WEST A DISTANCE OF 13.18±m (43.2±FT) TO A POINT, SAID POINT BEING DISTANT 19.37±m MEASURED AT RIGHT ANGLES FROM STATION 3+043.045± OF SAID BASELINE; THENCE THROUGH THE LANDS OF FRANCES A. INGELSE (REPUTED OWNER) NORTH 2°44'53.90" WEST A DISTANCE OF 4.25±m (13.9±FT) TO A POINT, SAID POINT BEING DISTANT 19.04±m MEASURED AT RIGHT ANGLES FROM STATION 3+038.808± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 74°1'4.51" EAST A DISTANCE OF 9.11±m (29.9±FT) TO A POINT, SAID POINT BEING DISTANT 10.04±m MEASURED AT RIGHT ANGLES FROM STATION 3+037.407± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 8°5'52.58" WEST A DISTANCE OF 13.28±m (43.6±FT) TO A POINT, SAID POINT BEING DISTANT 10.27±m MEASURED AT RIGHT ANGLES FROM STATION 3+024.124± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 72°57'0.02" WEST A DISTANCE OF 7.64±m (25.1±FT) TO A POINT, SAID POINT BEING DISTANT 17.24±m MEASURED AT RIGHT ANGLES FROM STATION 3+020.993± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 5°9'57.77" WEST A DISTANCE OF 2.80±m (9.2±FT) TO A POINT, SAID POINT BEING DISTANT 17.14±m MEASURED AT RIGHT ANGLES FROM STATION 3+018.198± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 51°2'41.70" EAST A DISTANCE OF 5.41±m (17.7±FT) TO A POINT, SAID POINT BEING DISTANT 12.54±m MEASURED AT RIGHT ANGLES FROM STATION 3+015.354± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS SOUTH 5°9'57.77" EAST A DISTANCE OF 2.19±m (7.2±FT) TO A POINT, SAID POINT BEING DISTANT 12.62±m MEASURED AT RIGHT ANGLES FROM STATION 3+017.535± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 84°50'2.23" EAST A DISTANCE OF 5.97±m (19.6±FT) TO A POINT ON THE WESTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT BEING DISTANT 6.66±m MEASURED AT RIGHT ANGLES FROM STATION 3+017.740± OF SAID BASELINE; THENCE ALONG SAID BOUNDARY SOUTH 7°59'16.20" EAST A DISTANCE OF 26.65±m (87.4±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 185.71± SQUARE METERS (1998.97± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 68, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

THE SURVEY BASELINE IS A PORTION OF THE 2006 SURVEY BASELINE FOR THE RE-CONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD), AS SHOWN ON THE MAP AND DESCRIBED AS FOLLOWS:
BEGINNING AT STATION 2+913.481 THENCE SOUTH 7°8'8.99" EAST TO STATION 3+118.745.

I hereby certify that the property mapped above is necessary for this project, and the acquisition thereof is recommended.

Date April 9 20 13

Robert H. Bolkind

Robert H. Bolkind, P.E.
Acting Commissioner of Public Works

Recommended by:

Date April 8 20 13

Gregory V. Bentley

Gregory V. Bentley, P.E.
Director of Engineering



"Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law."

I hereby certify that this map is an accurate description and map made from an accurate survey, prepared under my direction.

Date 3/27 20 13

Edward T. Gannon

EDWARD T. GANNON Land Surveyor
P.L.S. License No. 49907

MAP NUMBER 33 3/18/13
REVISED DATE 1/23/12 11/12/12
DATE PREPARED 12/8/11

WSP- SELLS
555 PLEASANTVILLE ROAD
BRIARCLIFF MANOR, NY 10510

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Doxsey		
District 4 - Town of Hyde Park	Serino	absent	
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman (VC)	absent	
Present: <u>9</u>	Resolution: <u>✓</u>	Total : <u>9</u>	<u>0</u>
Absent: <u>3</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013346 AUTHORIZING ACQUISITION OF A PERMANENT EASEMENT FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM FRANCES INGLESE

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion:

Total: 24 0

Yes No

Abstentions: 0

2013346 AUTHORIZING ACQUISITION OF A PERMANENT EASEMENT FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM FRANCES INGLESE

Date: December 5, 2013

RESOLUTION NO. 2013347

RE: AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR
THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD,
TOWN OF LA GRANGE FROM JAMES RYAN AND JOYCE RYAN

Legislators HUTCHINGS, BORCHERT, and TRAUDT offer the following and
move its adoption:

WHEREAS, the Department of Public Works has proposed the improvement of a
section of Noxon Road, CR 21, in the Town of LaGrange, which project (PIN #8755.41)
includes the acquisition of portions of certain properties, and

WHEREAS, a full environmental assessment form and a Negative Declaration
was approved and adopted by this Legislature on December 8, 2008 under Resolution No.
208403 and the Department of Public Works determined that the improvement project (1)
constitutes an unlisted action pursuant to Article 8 of the Environmental Conservation Law and
Part 617 of the NYCRR ("SEQRA"), and (2) will not have a significant effect on the
environment, and

WHEREAS, the Department of Public Works has made a determination that in
order to improve said road, it is necessary to acquire in fee a portion of property presently owned
by James Ryan and Joyce Ryan, and

WHEREAS, the acquisition in fee is a portion of parcel number 133400-6360-01-
198711-0000, described as 86.43± square meters (930.31± square feet) more or less as shown on
Map No. 34, Parcel No. 69, copy is annexed hereto, and

WHEREAS, the Agreement to Purchase Real Property (Fee Acquisition) for the
necessary real property is attached hereto, and

WHEREAS, the Commissioner of Public Works has recommended that the
subject property, Fee Acquisition, be purchased for the sum of \$5,530.00 plus up to \$450 for
related expenses and that the terms and conditions of the Agreements be carried forth, now,
therefore, be it

RESOLVED, that the County Executive or his designee is authorized to execute
the Agreement to Purchase Real Property (Fee Acquisition) in substantially the form annexed
hereto and all documents in connection with this acquisition, and be it further

RESOLVED, that on the submission by the property owner of deed to the
aforementioned land, which shall include the terms and conditions of the Agreement to Purchase
Real Property, and such other documents as may be necessary to convey free and clear title to
the County of Dutchess, that payment be made to the property owner in the sum of \$5,530.00 for
Fee Acquisition in accordance with the agreement to purchase, that the County reimburse
Grantor for fees associated with the Release of Mortgage application, if any, and pay all
necessary transfer tax and filing fees, and be it further


RESOLVED, that the terms and conditions of the aforementioned Agreement to Purchase Real Property (Fee Acquisition) be carried out by the Dutchess County Department of Public Works.

CA-241-13

CAB/ca/R-0907-HH

11/13/13

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 12/10/2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 5,980

Total Current Year Revenue \$ 5,681
and Source

Source of County Funds (check one): ☒ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):
H0290 5110 3009

Related Expenses: Amount \$ 450

Nature/Reason:

Anticipated expenses related to Mortgage Releases, Filling Fees, Property Taxes and other closing costs.

Anticipated Savings to County: \$5,681

Net County Cost (this year): \$299

Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement pertains to the accompanying resolution request form for the authorization to acquire additional right of way for a consideration of \$5,530.00, identified on Map 34 Parcels 69, for the project identified as PIN 8755.41 Rehabilitation of CR 21(Noxon Road), NYS 55 to CR 49 (Titusville Road), Town of Lagrange.

Related expenses are included in the Total Current Year Costs.

Prepared by: Matthew W. Davis

2925

**AGREEMENT TO PURCHASE REAL PROPERTY
(FEE ACQUISITION)**

Project: REHABILITATION OF NOXON ROAD (NYS ROUTE 55 TO TITUSVILLE ROAD)
PIN: 8755.41 Map: 34 Parcel: 69

This Agreement by and between JAMES RYAN AND JOYCE RYAN, his wife, hereinafter referred to as the "Seller", and the COUNTY OF DUTCHESS, hereinafter referred to as the "Buyer", pertains to that portion of real property interest required for public right of way purposes only.

1. **PROPERTY DESCRIPTION.** The Seller agrees to sell, grant, convey all right, title and interest to a 86.43± Square Meter (930.31± Square Foot) parcel located on the East Side of CR 21, Noxon Road, in the Town of LaGrange, Dutchess County, New York, further described as:

Being a portion of those same lands described in a deed dated October 24, 1977, and recorded on October 25, 1977 in Liber 1468 at Page 525 in the Office of the County Clerk for Dutchess County, New York with the address 257 Noxon Road (Re. Tax map No. 133400-6360-01-198711-0000), and being the same lands designated as Map 34, Parcel 69 on exhibit "A" attached hereto.

2. **IMPROVEMENTS INCLUDED IN THE PURCHASE.** The following improvements, if any, now in or on the property are included in this Agreement:
The improvements included in No.1 are: the removal of the following: 778.34 sq. ft. of lawn; 150.70 sq. ft. of driveway material; 16 sq. ft. of 6"x6" wooden timber retaining wall; (1) 12" dia. Tree; (1) 18" dia Tree; (1) 8"x8' bush; (2) low evergreen bushes.
3. **PURCHASE PRICE.** The total purchase price is FIVE THOUSAND FIVE HUNDRED THIRTY Dollars (\$5,530.00). This price includes the acquisition of the above real property in fee as described in paragraph 1 and the improvements described in paragraph 2, if any.
4. **PAYMENT.** All by check at closing.
5. **CLOSING DATE AND PLACE.** Transfer of Title shall take place at the Dutchess County Attorney's Office, or at another mutually acceptable location, on or about July 15, 2013.
6. **TITLE DOCUMENTS.** Buyer shall provide the following documents in connection with the sale:
A. Closing Documents. Buyer will prepare and deliver to the Seller for execution at the time of closing the documents necessary to transfer the real property interest stated in Paragraph 1 above.
B. Abstract, Bankruptcy and Tax Searches, and Acquisition Map. Buyer will pay for a search of public deeds, court and tax records and will prepare a Title Certification Letter. Buyer will pay for and furnish to the Seller an acquisition map.
C. Buyer will be responsible for the recording of all deeds and releases in the Office of the Dutchess County Clerk.
7. **MARKETABILITY OF TITLE.** Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in connection with the fee simple acquisition of the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph 3, and paid to the appropriate party by the Buyer at the time of closing. The Buyer shall be responsible for the reimbursement to the Seller of any Lien Release Application Fees and for any Prepayment Penalties associated with the release of any liens.
8. **RECORDING COSTS, TRANSFER TAX & CLOSING ADJUSTMENTS.** Buyer will pay all recording fees and the real property transfer tax. The following, as applicable and as deemed appropriate by the Buyer, will be

prorated and adjusted between the Seller and Buyer as of the date of closing; current taxes computed on a fiscal year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.

9. **RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY.** The stipulations aforesaid shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.
10. **ENTIRE AGREEMENT.** This agreement outlines the complete understanding of the Buyer and Seller pertaining to this acquisition. No verbal agreements or promises will be binding. This agreement must be approved by the Dutchess County Legislature and executed by the Dutchess County Executive in order for it to be binding on the parties.
11. **NOTICES.** All notices under this agreement shall be deemed delivered upon receipt. Any notices relating to this agreement may be given by the attorneys for the parties.
12. **PROJECT RELATED IMPROVEMENTS.** The following improvements will occur within this fee acquisition as a result of the Rehabilitation of Noxon Road Project, PIN 8755.41: Including, but not limited to the following: the shoulder of Noxon Road will be widened, a portion of a closed drainage system will be installed, and the adjacent side slope will be graded to meet with the existing ground and seeded to re-establish a grass surface.

IN WITNESS WHEREOF, on this 1st day of November, 2013, the parties have entered into this Agreement.

Seller: James Ryan and Joyce Ryan
Representative: XXX

By: James Ryan

James Ryan
Printed Name

owner
Title

Witness: [Signature]

County of Dutchess

By: Joyce Ryan

Joyce Ryan
Printed Name

owner
Title

Witness: [Signature]

Witness: _____

Buyer: _____

Marcus J. Molinaro
County Executive

APPROVED AS TO FORM:

Carol A. Bogle
Sr. Asst. County Attorney

APPROVED AS TO CONTENT:

[Signature]
Gregory V. Bentley, P.E.
Director of Engineering

PREPARED BY DB CHECKED BY E.G./JA FINAL CHECK BY MAU



REHABILITATION OF NOXON ROAD
NY ROUTE 55 TO TITUSVILLE ROAD

'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

PIN 8755.41

MAP NO. 34
PARCEL NO. 69, 70
SHEET 2 OF 2

Map of property which the Commissioner of Public Works deems necessary to be acquired in the name of the People of the County of Dutchess in fee acquisition and temporary easement for purposes connected with the highway system of the County of Dutchess, pursuant to Section 118 of the Highway Law and the Eminent Domain Procedure Law.

PARCEL 69, A FEE ACQUISITION TO BE EXERCISED FOR THE PURPOSE OF THE WIDENING OF COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT WITH IMPROVEMENTS INCLUDING, BUT NOT LIMITED TO THE FOLLOWING: THE SHOULDER OF NOXON ROAD WILL BE WIDENED, A PORTION OF A CLOSED DRAINAGE SYSTEM WILL BE INSTALLED, AND THE ADJACENT SIDE SLOPE WILL BE GRADED TO MEET WITH THE EXISTING GROUND AND SEEDED TO RE-ESTABLISH A GRASS SURFACE, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EASTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT BEING AT THE DIVISION LINE OF LANDS OF ANGELO FERRI (REPUTED OWNERS) TO THE NORTH AND LANDS OF JAMES RYAN AND JOYCE RYAN (REPUTED OWNERS) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 5.49±m MEASURED AT RIGHT ANGLES FROM STATION 3+016.104± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID DIVISION LINE NORTH 86°32'10.00" EAST A DISTANCE OF 2.64±m (8.7±FT) TO A POINT, SAID POINT BEING DISTANT 8.12±m MEASURED AT RIGHT ANGLES FROM STATION 3+016.273± OF SAID BASELINE; THENCE CONTINUING THROUGH THE LANDS OF JAMES RYAN AND JOYCE RYAN (REPUTED OWNERS) SOUTH 5°1'25.21" EAST A DISTANCE OF 30.49±m (100.0±FT) TO A POINT ON THE DIVISION LINE OF THE LANDS OF JAMES RYAN AND JOYCE RYAN (REPUTED OWNERS) TO THE NORTH AND DANILO MASSARONE AND MARIA MASSARONE (REPUTED OWNERS) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 7.00±m MEASURED AT RIGHT ANGLES FROM STATION 3+046.744± OF SAID BASELINE; THENCE CONTINUING ALONG SAID DIVISION LINE SOUTH 86°32'10.00" WEST A DISTANCE OF 3.03±m (9.9±FT) TO A POINT, SAID POINT ON THE AFOREMENTIONED DIVISION LINE, SAID POINT ALSO ON THE EASTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT ALSO BEING DISTANT 3.97±m MEASURED AT RIGHT ANGLES FROM STATION 3+046.550± OF SAID BASELINE; THENCE CONTINUING ALONG SAID BOUNDARY NORTH 4°16'50.00" WEST A DISTANCE OF 30.48±m (100.0±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 86.43± SQUARE METERS (930.31± SQUARE FEET) MORE OR LESS.

PARCEL 70, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE REHABILITATION OF A DRIVEWAY TO MEET THE PROPOSED ROADWAY EDGE, AS WELL AS THE CONSTRUCTION OF A NEW PORTION OF THE DRIVEWAY, GRADING THE SIDE SLOPES OF THE DRIVEWAY TO MEET THE EXISTING GROUND, CLEARING/GRUBBING ACTIVITIES, PLANTING OF TREES, SEEDED TO RE-ESTABLISH A GRASS SURFACE, AND PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT; ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE DIVISION LINE OF LANDS OF ANGELO FERRI (REPUTED OWNER) TO THE NORTH AND LANDS OF JAMES RYAN AND JOYCE RYAN (REPUTED OWNERS) TO THE SOUTH, SAID POINT BEING DISTANT 8.12±m MEASURED AT RIGHT ANGLES FROM STATION 3+016.273± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID DIVISION LINE NORTH 86°32'10.00" EAST A DISTANCE OF 6.63±m (21.8±FT) TO A POINT, SAID POINT BEING DISTANT 14.74±m MEASURED AT RIGHT ANGLES FROM STATION 3+016.697± OF SAID BASELINE; THENCE THROUGH THE LANDS OF JAMES RYAN AND JOYCE RYAN (REPUTED OWNERS) SOUTH 5°1'25.21" EAST A DISTANCE OF 16.18±m (53.1±FT) TO A POINT, SAID POINT BEING DISTANT 14.14±m MEASURED AT RIGHT ANGLES FROM STATION 3+032.871± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS SOUTH 84°58'34.79" WEST A DISTANCE OF 6.62±m (21.7±FT) TO A POINT, SAID POINT BEING DISTANT 7.56±m MEASURED AT RIGHT ANGLES FROM STATION 3+032.628± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 5°10'22.02" WEST A DISTANCE OF 16.36±m (53.7±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 107.78± SQUARE METERS (1160.14± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 70, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

THE SURVEY BASELINE IS A PORTION OF THE 2006 SURVEY BASELINE FOR THE RE-CONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD), AS SHOWN ON THE MAP AND DESCRIBED AS FOLLOWS:
BEGINNING AT STATION 2+913.481 THENCE SOUTH 7°0'8.99" EAST TO STATION 3+118.745.

I hereby certify that the property mapped above is necessary for this project, and the acquisition thereof is recommended.

Date Dec. 16 2012

Robert H. Bokind

Robert H. Bokind, P.E.
Acting Commissioner of Public Works

Recommended by:

Date December 13 2012

Gregory V. Bentley

Gregory V. Bentley, P.E.
Director of Engineering

MAP NUMBER 34
REVISED DATE 5/1/12 11/20/12
DATE PREPARED 12/22/11

"Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law."

I hereby certify that this map is an accurate description and map made from an accurate survey, prepared under my direction.



Date 12/4 2012

Edward T. Gannon
Edward T. Gannon Land Surveyor
L.S. License No. 49907

WSP- SELLS
555 PLEASANTVILLE ROAD
BRIARCLIFF MANOR, NY 10510

PREPARED BY DB CHECKED BY EG/JA FINAL CHECK BY MAU

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Doxsey		
District 4 - Town of Hyde Park	Serino	absent	
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman (VC)	absent	

Present: 9
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 9 0
 Yes No
 Abstentions: 0

2013347 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM JAMES RYAN AND JOYCE RYAN

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 6

Resolution: ✓
 Motion:

Total : 24 0
 Yes No
 Abstentions: 0

2013347 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM JAMES RYAN AND JOYCE RYAN

Date: December 5, 2013

RESOLUTION NO. 2013348

RE: AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM KAREN MILLS-HERON

Legislators HUTCHINGS, BORCHERT, and TRAUDT offer the following and move its adoption:

WHEREAS, the Department of Public Works has proposed the improvement of a section of Noxon Road, CR 21, in the Town of LaGrange, which project (PIN #8755.41) includes the acquisition of portions of certain properties, and

WHEREAS, a full environmental assessment form and a Negative Declaration was approved and adopted by this Legislature on December 8, 2008 under Resolution No. 208403 and the Department of Public Works determined that the improvement project (1) constitutes an unlisted action pursuant to Article 8 of the Environmental Conservation Law and Part 617 of the NYCRR ("SEQRA"), and (2) will not have a significant effect on the environment, and

WHEREAS, the Department of Public Works has made a determination that in order to improve said road, it is necessary to acquire in fee a portion of property presently owned by Karen Mills-Heron, and

WHEREAS, the acquisition in fee is a portion of parcel number 133400-6360-01-174601-0000, described as 80.02± square meters (861.29± square feet) more or less as shown on Map No. 48, Parcel No. 96, copy is annexed hereto, and

WHEREAS, the Agreement to Purchase Real Property (Fee Acquisition) for the necessary real property is attached hereto, and

WHEREAS, the Commissioner of Public Works has recommended that the subject property, Fee Acquisition, be purchased for the sum of \$3,900.00 plus up to \$450 for related expenses and that the terms and conditions of the Agreements be carried forth, now, therefore, be it

RESOLVED, that the County Executive or his designee is authorized to execute the Agreement to Purchase Real Property (Fee Acquisition) in substantially the form annexed hereto and all documents in connection with this acquisition, and be it further

RESOLVED, that on the submission by the property owner of deed to the aforementioned land, which shall include the terms and conditions of the Agreement to Purchase Real Property, and such other documents as may be necessary to convey free and clear title to the County of Dutchess, that payment be made to the property owner in the sum of \$3,900.00 for

Fee Acquisition in accordance with the agreement to purchase, that the County reimburse Grantor for fees associated with the Release of Mortgage application, if any, and pay all necessary transfer tax and filing fees, and be it further

RESOLVED, that the terms and conditions of the aforementioned Agreement to Purchase Real Property (Fee Acquisition) be carried out by the Dutchess County Department of Public Works.

CA-240-13

CAB/ca/R-0907-PP

11/13/13

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date

12/13/2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ 4,350

Total Current Year Revenue \$ 4,133
and Source

Source of County Funds (check one): ☒ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):
H0290 5110 3009

Related Expenses: Amount \$ 450

Nature/Reason:

Anticipated expenses related to Mortgage Releases, Filling Fees, Property Taxes and other closing costs.

Anticipated Savings to County: \$ 4,133

Net County Cost (this year): \$ 218
Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement pertains to the accompanying resolution request form for the authorization to acquire additional right of way for a consideration of \$3900.00, identified on Map 48 Parcels 96, for the project identified as PIN 8755.41 Rehabilitation of CR 21(Noxon Road), NYS 55 to CR 49 (Titusville Road), Town of Lagrange.

Related expenses are included in the Total Current Year Costs.

Prepared by: Matthew W. Davis

2925

**AGREEMENT TO PURCHASE REAL PROPERTY
(FEE ACQUISITION)**

Project: REHABILITATION OF NOXON ROAD (NYS ROUTE 55 TO TITUSVILLE ROAD)
PIN: 8755.41 Map: 48 Parcel: 96

This Agreement by and between KAREN MILLS-HERON, hereinafter referred to as the "Seller", and the COUNTY OF DUTCHESS, hereinafter referred to as the "Buyer", pertains to that portion of real property interest required for public right of way purposes only.

1. **PROPERTY DESCRIPTION.** The Seller agrees to sell, grant, convey all right, title and interest to a 80.02± Square Meter (861.29± Square Foot) parcel located on the West Side of CR 21, Noxon Road, in the Town of LaGrange, Dutchess County, New York, further described as:

Being a portion of those same lands described in a deed dated January 26, 2001, and recorded on February 15, 2001 in Liber 22001 at Page 1252 (as Document #0220011252) in the Office of the County Clerk for Dutchess County, New York with the address 298 Noxon Road (Re. Tax map No. 133400-6360-01-174601-0000), and being the same lands designated as Map 48, Parcel 96 on exhibit "A" attached hereto.
2. **IMPROVEMENTS INCLUDED IN THE PURCHASE.** The following improvements, if any, now in or on the property are included in this Agreement: 6.78 sq. ft. of lawn and 96.03 sq. ft. of driveway material to be removed. (1) 21" diameter tree to be removed and a row of medium shrubs that will be removed and replaced with new.
3. **PURCHASE PRICE.** The total purchase price is THREE THOUSAND NINE HUNDRED Dollars (\$3,900.00). This price includes the acquisition of the above real property in fee as described in paragraph 1 and the improvements described in paragraph 2, if any.
4. **PAYMENT.** All by check at closing.
5. **CLOSING DATE AND PLACE.** Transfer of Title shall take place at the Dutchess County Attorney's Office, or at another mutually acceptable location, on or about September 30, 2013
6. **TITLE DOCUMENTS.** Buyer shall provide the following documents in connection with the sale:
 - A. Closing Documents. Buyer will prepare and deliver to the Seller for execution at the time of closing the documents necessary to transfer the real property interest stated in Paragraph 1 above.
 - B. Abstract, Bankruptcy and Tax Searches, and Acquisition Map. Buyer will pay for a search of public deeds, court and tax records and will prepare a Title Certification Letter. Buyer will pay for and furnish to the Seller an acquisition map.
 - C. Buyer will be responsible for the recording of all deeds and releases in the Office of the Dutchess County Clerk.
7. **MARKETABILITY OF TITLE.** Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in connection with the fee simple acquisition of the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph 3, and paid to the appropriate party by the Buyer at the time of closing. The Buyer shall be responsible for the reimbursement to the Seller of any Lien Release Application Fees and for any Prepayment Penalties associated with the release of any liens.
8. **RECORDING COSTS, TRANSFER TAX & CLOSING ADJUSTMENTS.** Buyer will pay all recording fees and the real property transfer tax. The following, as applicable and as deemed appropriate by the Buyer, will be prorated and adjusted between the Seller and Buyer as of the date of closing; current taxes computed on a fiscal

year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.

9. **RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY.** The stipulations aforesaid shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.
10. **ENTIRE AGREEMENT.** This agreement outlines the complete understanding of the Buyer and Seller pertaining to this acquisition. No verbal agreements or promises will be binding. This agreement must be approved by the Dutchess County Legislature and executed by the Dutchess County Executive in order for it to be binding on the parties.
11. **NOTICES.** All notices under this agreement shall be deemed delivered upon receipt. Any notices relating to this agreement may be given by the attorneys for the parties.
12. **PROJECT RELATED IMPROVEMENTS.** The following improvements will occur within this fee acquisition as a result of the Rehabilitation of Noxon Road Project, PIN 8755.41: Including, but not limited to the following: the shoulder of Noxon Road will be widened, and the adjacent side slope will be cleared/grubbed and graded to meet with the existing ground and seeded to re-establish a grass surface.

IN WITNESS WHEREOF, on this 22 day of August, 2013, the parties have entered into this Agreement.

Seller: Karen Mills-Heron
Representative:

Karen Mills-Heron By: _____

Karen Mills-Heron
Printed Name

Printed Name

owner
Title

Title

Witness: [Signature]

Witness: _____

County of Dutchess

Witness: _____

Buyer: _____

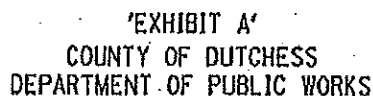
Marcus J. Molinaro
County Executive

APPROVED AS TO FORM:

Carol A. Bogle
Sr. Asst. County Attorney

APPROVED AS TO CONTENT:

Gregory V. Bentley
Gregory V. Bentley, P.E.
Director of Engineering



PIN 8756,41

MAP NO. 48
PARCEL NO. 96, 97
SHEET 1 OF 2

KAREN MILLS-HERON
(REPUTED OWNER)
L.22001 P.1252

Town of LaGrange
County of Dutchess
State of New York

REPUTED OWNER,



Mills-Heron, Karen
298 Noxon Road
Poughkeepsie, NY 12603

KAREN MILLS-HERON
(REPUTED OWNER)

294 NOXON ROAD

FEE
M48
P96

KAREN MILLS-HERON
(REPUTED OWNER)

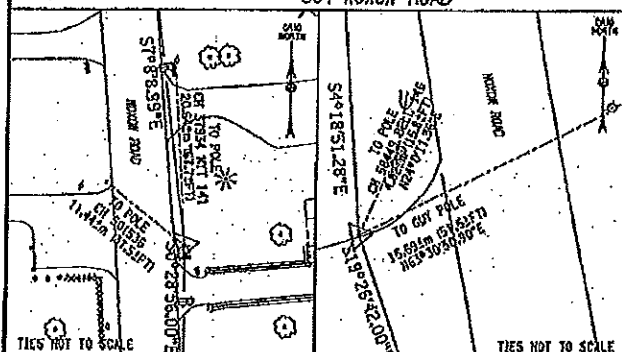
288 NOXON ROAD
80.02 SQ. METER ~~ft.~~ 
881.28 SQ. FT ~~ft.~~ 

KAREN MILLS-HERON
(REPUTED OWNER)

288 NOXON ROAD
357.68 SQ. METER +
.3850.03 SQ. FT +/-

JEREMY A FINK
(REPUTED OWNER)

304 NOXON ROAD



ESTA. 3+118.745
B-17. SPK.

ESTA. 3+466.195
B-19 SPK

N: 314567.315m
E: 204103.937m

N: 314220.181m
E: 204114.099m

PRINTED BY DB

日付 1998.04.01

FINN. CHECK BY MAH



SCALE 1:250

ONE METER EQUALS 3.280833333 FEET.
ONE SQUARE METER EQUALS 10.763867361 SQUARE FEET.

MAP NUMBER 48REVISID DATE ~~4/13/12~~ 11/26/12

DATE PREPARED 4/13/12



'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

REHABILITATION OF NOXON ROAD
 BY ROUTE 55 TO TITUSVILLE ROAD

PIN 0755.41

MAP NO. 48
 PARCEL NO. 96, 97
 SHEET 2 OF 2

Map of property which the Commissioner of Public Works deems necessary to be acquired in the name of the People of the County of Dutchess in fee acquisition and temporary easement for purposes connected with the highway system of the County of Dutchess, pursuant to Section 118 of the Highway Law and the Eminent Domain Procedure Law.

PARCEL 96, A FEE ACQUISITION TO BE EXERCISED FOR THE PURPOSE OF THE WIDENING OF COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT WITH IMPROVEMENTS INCLUDING, BUT NOT LIMITED TO THE FOLLOWING: THE SHOULDER OF NOXON ROAD WILL BE WIDENED, AND THE ADJACENT SIDE SLOPE WILL BE CLEARED/GRUBBED AND GRADED TO MEET WITH THE EXISTING GROUND AND SEEDED TO RE-ESTABLISH A GRASS SURFACE; DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT ALSO BEING AT THE INTERSECTION OF SAID BOUNDARY AND THE DIVISION LINE OF LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE NORTH AND LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 1.241m MEASURED AT RIGHT ANGLES FROM STATION 3+347.4621 OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID BOUNDARY SOUTH 3°11'36.07" EAST A DISTANCE OF 36.102m (125.01FT) TO A POINT, SAID POINT BEING AT THE INTERSECTION OF THE AFOREMENTIONED BOUNDARY AND THE DIVISION LINE OF LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE NORTH AND LANDS OF JEREMY A FINK (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 1.292m MEASURED AT RIGHT ANGLES FROM STATION 3+385.4961 OF SAID BASELINE; THENCE ALONG SAID DIVISION LINE SOUTH 81°45'23.93" WEST A DISTANCE OF 2.371m (7.81FT) TO A POINT, SAID POINT BEING DISTANT 3.651m MEASURED AT RIGHT ANGLES FROM STATION 3+385.6531 OF SAID BASELINE; THENCE CONTINUING THROUGH THE LANDS OF KAREN MILLS-HERON (REPUTED OWNER) NORTH 2°24'58.07" WEST A DISTANCE OF 30.222m (125.41FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE NORTH AND LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 3.071m MEASURED AT RIGHT ANGLES FROM STATION 3+347.6361 OF SAID BASELINE; THENCE ALONG SAID DIVISION LINE NORTH 84°5'23.93" EAST A DISTANCE OF 1.842m (6.04FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 80.022 SQUARE METERS (1861.291 SQUARE FEET) MORE OR LESS.

PARCEL 97, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE REHABILITATION OF A DRIVEWAY TO MEET THE PROPOSED ROADWAY EDGE, AS WELL AS CLEARING/GRUBBING AND GRADING THE SIDE SLOPES ADJACENT TO COUNTY ROUTE 21 (NOXON ROAD) AND THE DRIVEWAY TO MEET THE EXISTING GROUND, SEEDING TO RE-ESTABLISH A GRASS SURFACE, AND PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT; ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE DIVISION LINE OF LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE NORTH AND LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 3.071m MEASURED AT RIGHT ANGLES FROM STATION 3+347.6361 OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE THROUGH THE LANDS OF KAREN MILLS-HERON SOUTH 2°24'58.87" EAST A DISTANCE OF 30.222m (125.41FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE NORTH AND LANDS OF JEREMY A FINK (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 3.651m MEASURED AT RIGHT ANGLES FROM STATION 3+385.6531 OF SAID BASELINE; THENCE ALONG SAID DIVISION LINE SOUTH 81°45'23.93" WEST A DISTANCE OF 2.731m (9.01FT) TO A POINT, SAID POINT BEING DISTANT 6.381m MEASURED AT RIGHT ANGLES FROM STATION 3+385.8451 OF SAID BASELINE; THENCE CONTINUING THROUGH THE LANDS OF KAREN MILLS-HERON (REPUTED OWNER) NORTH 67°50'37.87" WEST A DISTANCE OF 16.831m (55.21FT) TO A POINT, SAID POINT BEING DISTANT 21.441m MEASURED AT RIGHT ANGLES FROM STATION 3+378.3421 OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 2°7'40.86" WEST A DISTANCE OF 5.591m (18.33FT) TO A POINT, SAID POINT BEING DISTANT 21.231m MEASURED AT RIGHT ANGLES FROM STATION 3+372.7521 OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 56°9'24.76" EAST A DISTANCE OF 16.651m (54.61FT) TO A POINT, SAID POINT BEING DISTANT 6.741m MEASURED AT RIGHT ANGLES FROM STATION 3+364.5461 OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 12°25'26.02" WEST A DISTANCE OF 17.071m (56.02FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF THE LANDS OF KAREN MILLS-HERON TO THE NORTH AND LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 9.811m MEASURED AT RIGHT ANGLES FROM STATION 3+348.2771 OF SAID BASELINE; THENCE CONTINUING ALONG SAID DIVISION LINE NORTH 84°5'23.93" EAST A DISTANCE OF 6.761m (22.21FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 357.681 SQUARE METERS (3850.031 SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 97, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

THE SURVEY BASELINE IS A PORTION OF THE 2006 SURVEY BASELINE FOR THE RE-CONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD), AS SHOWN ON THE MAP AND DESCRIBED AS FOLLOWS:
 BEGINNING AT STATION 3+118.745; THENCE SOUTH 0°20'56.00" EAST TO STATION 3+357.870; THENCE SOUTH 4°18'51.28 EAST TO STATION 3+466.195.

MAP NUMBER 48
 REVISED DATE 4/13/12 11/26/12
 DATE PREPARED 4/13/12

I hereby certify that the property mapped above is necessary for this project, and the acquisition thereof is recommended.

Date Dec. 16 2012

Robert H. Bokkind, P.E.
 Acting Commissioner of Public Works

Recommended by:

Date December 13 2012

Gregory V. Bentley, P.E.
 Director of Engineering

"Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law."

I hereby certify that this map is an accurate description and map made from an accurate survey, prepared under my direction.



12/4 2012
EDWARD T. GANNON Land Surveyor
 License No. 49901
 855 PLEASANTVILLE ROAD
 BRIARCLIFF MANOR, NY 10510

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Doxsey		
District 4 - Town of Hyde Park	Serino	absent	
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman (VC)	absent	
Present: <u>9</u>	Resolution: <u>✓</u>	Total : <u>9</u>	<u>0</u>
Absent: <u>3</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013348 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM KAREN MILLS-HERON

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion:

Total : 24 0

Yes No

Abstentions: 0

2013348 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM KAREN MILLS-HERON

Date: December 5, 2013

RESOLUTION NO. 2013349

RE: AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR
THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD,
TOWN OF LA GRANGE FROM JOHN A. DAUBMAN AND SANDRA
H. DAUBMAN

Legislators HUTCHINGS, BORCHERT, and TRAUDT offer the following and
move its adoption:

WHEREAS, the Department of Public Works has proposed the improvement of a
section of Noxon Road, CR 21, in the Town of LaGrange, which project (PIN #8758.69)
includes the acquisition of portions of certain properties, and

WHEREAS, a Type II short environmental assessment form and a Negative
Declaration was approved and adopted by this Legislature on December 8, 2008 under
Resolution No. 208403, however, the Department of Public Works determined that the
improvement project will not have a significant effect on the environment, and

WHEREAS, the Department of Public Works has made a determination that in
order to improve said road, it is necessary to acquire in fee a portion of property presently owned
by John A. Daubman and Sandra H. Daubman, and

WHEREAS, the acquisition in fee is a portion of parcel number 133400-6360-03-
217468-0000, described as 34.83± square meters (374.86± square feet) more or less as shown on
Map No. 60, Parcel No. 126, copy is annexed hereto, and

WHEREAS, the Agreement to Purchase Real Property (Fee Acquisition) for the
necessary real property is attached hereto, and

WHEREAS, the Commissioner of Public Works has recommended that the
subject property (Fee Acquisition) be purchased for the sum of \$3,100.00 plus up to \$450 for
related expenses and that the terms and conditions of the Agreements be carried forth, now,
therefore, be it

RESOLVED, that the County Executive is authorized to execute the Agreement
to Purchase Real Property (Fee Acquisition) in substantially the form annexed hereto and all
documents in connection with this acquisition, and be it further

RESOLVED, that on the submission by the property owner of deed to the
aforementioned land, which shall include the terms and conditions of the Agreement to Purchase
Real Property, and such other documents as may be necessary to convey free and clear title to
the County of Dutchess, that payment be made to the property owner in the sum of \$3,100.00 for
Fee Acquisition in accordance with the agreement to purchase, that the County reimburse

Grantor for fees associated with the Release of Mortgage application, if any, and pay all necessary transfer tax and filing fees, and be it further

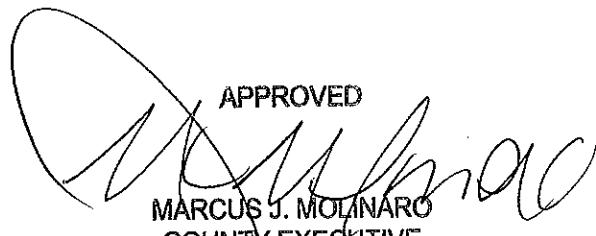
RESOLVED, that the terms and conditions of the aforementioned Agreement to Purchase Real Property (Fee Acquisition) be carried out by the Dutchess County Department of Public Works.

CA-236-13

CAB/ca/R-0907-YY

11/12/13

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 12/10/2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 3,550

Total Current Year Revenue \$ 3,373
and Source

Source of County Funds (check one): ☒ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):
H0290 5110 3009

Related Expenses: Amount \$ 450

Nature/Reason:

Anticipated expenses related to morgage releases, filing fees, property taxes and other closing costs.

Anticipated Savings to County: \$3,373

Net County Cost (this year): \$177
Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement pertains to accompanying resolution request form for the authorization to acquire additional right of way for a consideration of \$3,100, identified on Map 60, Parcel 126 for the project identified as PIN 8758.69, Intersection Improvements at CR 21 (Noxon Road), and CR 49 (Titusville Road), Town of LaGrange.

Prepared by: Matthew W. Davis, ext. 2929

**AGREEMENT TO PURCHASE REAL PROPERTY
(FEE ACQUISITION)**

Project: REHABILITATION OF NOXON ROAD/TITUSVILLE ROAD INTERSECTION
PIN: 8758.69 Map: 60 Parcel: 126

This Agreement by and between JOHN A. DAUBMAN AND SANDRA H. DAUBMAN, his wife, residing at 11 Davis Road, Poughkeepsie, NY 12603, hereinafter referred to as the "Seller", and the COUNTY OF DUTCHESS, hereinafter referred to as the "Buyer", pertains to that portion of real property interest required for public right of way purposes only.

1. **PROPERTY DESCRIPTION.** The Seller agrees to sell, grant, convey all right, title and interest to a 34.83± Square Meter (374.86± Square Foot) parcel located on the South side of Titusville Road, in the Town of LaGrange, Dutchess County, New York, further described as:

Being a portion of those same lands described in a deed dated November 16, 1982, and recorded on November 18, 1982 in Liber 1590 at Page 512 in the Office of the County Clerk for Dutchess County, New York with the address 1 Davis Road (Re. Tax map No. 133400-6360-03-217468-0000), and being the same lands designated as Map 60, Parcel 126 on exhibit "A" attached hereto.
2. **IMPROVEMENTS INCLUDED IN THE PURCHASE.** The following improvements, if any, now in or on the property are included in this Agreement: 375.07 sq. ft. of lawn and (1) 27" diameter tree to be removed.
3. **PURCHASE PRICE.** The total purchase price is THREE THOUSAND ONE HUNDRED Dollars (\$3,100.00). This price includes the acquisition of the above real property in fee as described in paragraph 1 and the improvements described in paragraph 2, if any.
4. **PAYMENT.** All by check at closing.
5. **CLOSING DATE AND PLACE.** Transfer of Title shall take place at the Dutchess County Attorney's Office, or at another mutually acceptable location, on or about September 16, 2013.
6. **TITLE DOCUMENTS.** Buyer shall provide the following documents in connection with the sale:
 - A. **Closing Documents.** Buyer will prepare and deliver to the Seller for execution at the time of closing the documents necessary to transfer the real property interest stated in Paragraph 1 above.
 - B. **Abstract, Bankruptcy and Tax Searches, and Acquisition Map.** Buyer will pay for a search of public deeds, court and tax records and will prepare a Title Certification Letter. Buyer will pay for and furnish to the Seller an acquisition map.
 - C. **Buyer will be responsible for the recording of all deeds and releases in the Office of the Dutchess County Clerk.**
7. **MARKETABILITY OF TITLE.** Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in connection with the fee simple acquisition of the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph 3, and paid to the appropriate party by the Buyer at the time of closing. The Buyer shall be responsible for the reimbursement to the Seller of any Lien Release Application Fees and for any Prepayment Penalties associated with the release of any liens.
8. **RECORDING COSTS, TRANSFER TAX & CLOSING ADJUSTMENTS.** Buyer will pay all recording fees and the real property transfer tax. The following, as applicable and as deemed appropriate by the Buyer, will be prorated and adjusted between the Seller and Buyer as of the date of closing; current taxes computed on a fiscal year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.

9. RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY. The stipulations aforesaid shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.
10. ENTIRE AGREEMENT. This agreement outlines the complete understanding of the Buyer and Seller pertaining to this acquisition. No verbal agreements or promises will be binding. This agreement must be approved by the Dutchess County Legislature and executed by the Dutchess County Executive in order for it to be binding on the parties.
11. NOTICES. All notices under this agreement shall be deemed delivered upon receipt. Any notices relating to this agreement may be given by the attorneys for the parties.
12. PROJECT RELATED IMPROVEMENTS. The following improvements will occur within this fee acquisition as a result of the Rehabilitation of Noxon Road/Titusville Road Intersection Project, PIN 8758.69: Including, but not limited to the following: The shoulder of Titusville Road will be widened, new curb and sidewalk will be installed and the adjacent side slope will be graded to meet with the existing ground and seeded to re-establish a grass surface.

IN WITNESS WHEREOF, on this 23rd day of August, 2013, the parties have entered into this Agreement.

Seller: John A. Daubman and Sandra H. Daubman
Representative:

By: 

John A. DAUBMAN
Printed Name

Owner
Title

Witness: 

County of Dutchess

By: 

Sandra H. DAUBMAN
Printed Name

Owner
Title

Witness: 

Witness: _____

Buyer: _____

Marcus J. Molinaro
County Executive

APPROVED AS TO FORM:

Carol A. Bogle
Sr. Asst. County Attorney

APPROVED AS TO CONTENT:

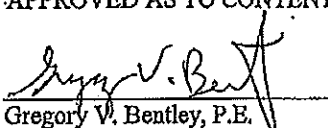

Gregory V. Bentley, P.E.
Director of Engineering



EXHIBIT A
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

REHABILITATION OF HOKON ROAD (CR 21)
AND TITUSVILLE ROAD (CR 49) INTERSECTION

PIN 8758.69

MAP NO. 60
PARCEL NO. 126.127
SHEET 1 OF 2

Originals of this map (sheets 1 and 2)
are on file at the offices of the Dutchess
County Department of Public Works

JOHN A. DAUBMAN
AND SANDRA H. DAUBMAN
(REPUTED OWNERS)
L.1590 P.0512

ACQUISITION DESCRIPTION:
Types: FEE, TE
Portion of Real Property Tax
Parcel ID No.
133400-6360-03-217468-0000

Town of LaGrange
County of Dutchess
State of New York

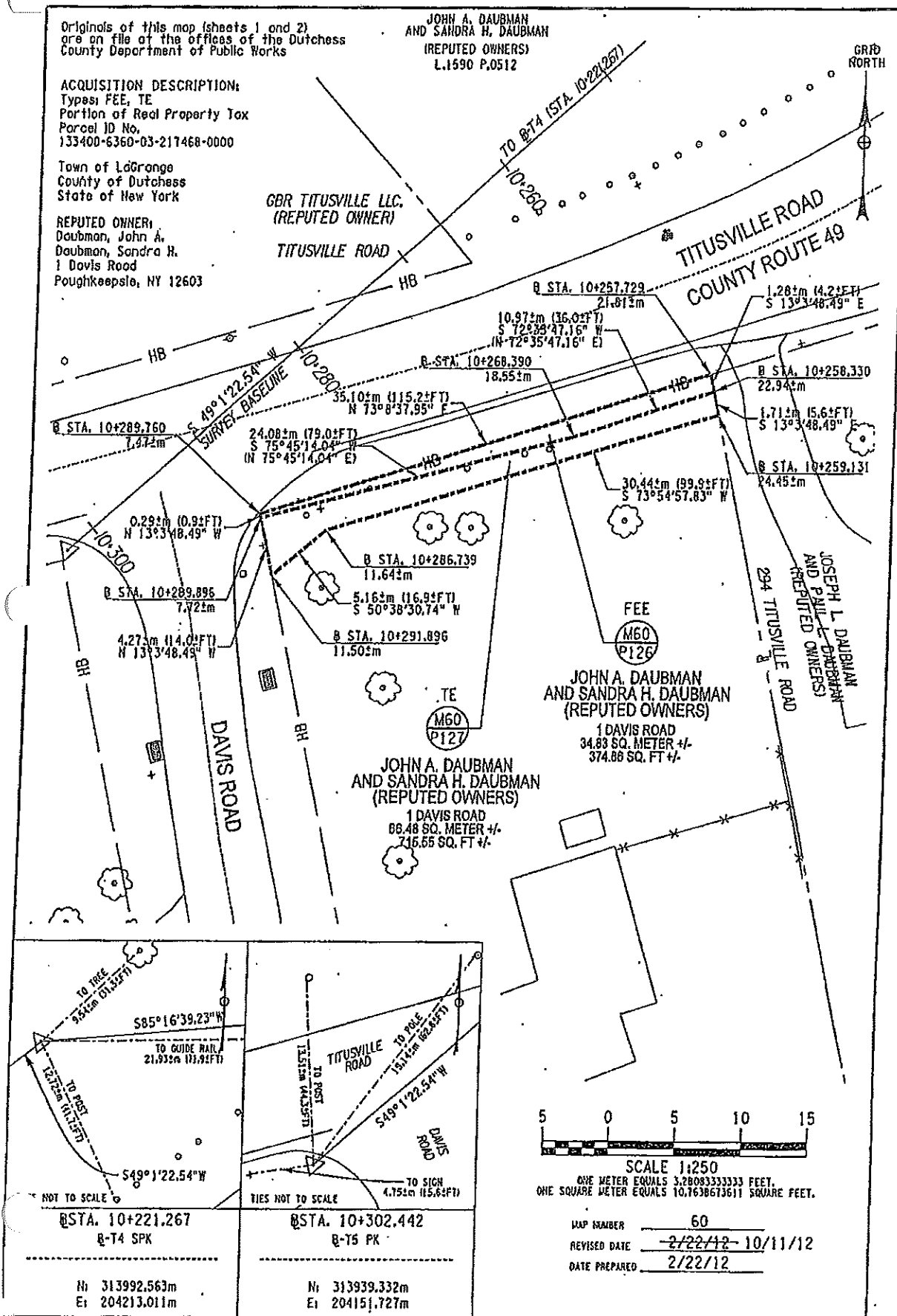
REPUTED OWNER:
Daubman, John A.
Daubman, Sandra H.
1 Davis Road
Poughkeepsie, NY 12603

GBR TITUSVILLE LLC.
(REPUTED OWNER)

TITUSVILLE ROAD

TITUSVILLE ROAD
COUNTY ROUTE 49

GRID
NORTH





'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

REHABILITATION OF NOXON ROAD (CR 21)
AND TITUSVILLE ROAD (CR 49) INTERSECTION

PIN 8750.69

MAP NO. 60
PARCEL NO. 126, 127
SHEET 2 OF 2

Map of property which the Commissioner of Public Works deems necessary to be acquired by appropriation in the name of the People of the County of Dutchess in temporary easement for purposes connected with the highway system of the County of Dutchess, pursuant to Section 118 of the Highway Law and the Eminent Domain Procedure Law.

PARCEL 126, A FEE ACQUISITION TO BE EXERCISED FOR THE PURPOSE OF THE WIDENING OF COUNTY ROUTE 49 (TITUSVILLE ROAD) FOR THE NOXON AND TITUSVILLE ROAD INTERSECTION IMPROVEMENTS PROJECT WITH IMPROVEMENTS INCLUDING, BUT NOT LIMITED TO THE FOLLOWING: THE SHOULDER OF TITUSVILLE ROAD WILL BE WIDENED, NEW CURB AND SIDEWALK WILL BE INSTALLED AND THE ADJACENT SIDE SLOPE WILL BE GRADED TO MEET WITH THE EXISTING GROUND AND SEEDED TO RE-ESTABLISH A GRASS SURFACE; DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTHERLY BOUNDARY OF COUNTY ROUTE 49 (TITUSVILLE ROAD), SAID POINT ALSO BEING AT THE EASTERLY BOUNDARY OF DAVIS ROAD, SAID POINT ALSO BEING DISTANT 7.47m MEASURED AT RIGHT ANGLES FROM STATION 10+289.760± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID BOUNDARY NORTH 73°48'37.95" EAST A DISTANCE OF 35.10±m (115.2±FT) TO A POINT ON THE DIVISION LINE OF LANDS OF JOSEPH L. DAUBMAN AND PAUL L. DAUBMAN (REPUTED OWNERS) TO THE EAST AND OF LANDS OF JOHN A. DAUBMAN AND SANDRA H. DAUBMAN (REPUTED OWNERS) TO THE WEST, SAID POINT BEING DISTANT 21.81±m MEASURED AT RIGHT ANGLES FROM STATION 10+257.729± OF SAID BASELINE; THENCE ALONG SAID DIVISION LINE SOUTH 13°3'48.49" EAST A DISTANCE OF 1.28±m (4.2±FT) TO A POINT, SAID POINT BEING DISTANT 22.94±m MEASURED AT RIGHT ANGLES FROM STATION 10+258.330± OF SAID BASELINE; THENCE THROUGH LANDS OF JOHN A. DAUBMAN AND SANDRA H. DAUBMAN (REPUTED OWNERS) SOUTH 72°35'47.16" WEST A DISTANCE OF 10.97±m (36.0±FT) TO A POINT, SAID POINT BEING DISTANT 18.55±m MEASURED AT RIGHT ANGLES FROM STATION 10+268.390± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS SOUTH 75°45'14.04" WEST A DISTANCE OF 24.08±m (79.0±FT) TO A POINT ON THE EASTERLY BOUNDARY OF DAVIS ROAD, SAID POINT BEING DISTANT 7.72±m MEASURED AT RIGHT ANGLES FROM STATION 10+289.896± OF SAID BASELINE; THENCE ALONG SAID BOUNDARY NORTH 13°3'48.49" WEST A DISTANCE OF 0.29±m (0.9±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 34.83± SQUARE METERS (374.86± SQUARE FEET) MORE OR LESS.

PARCEL 127, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH GRADING THE SIDE SLOPE BEHIND THE PROPOSED SIDEWALK TO MEET THE EXISTING GROUND AND SEEDED TO RE-ESTABLISH A GRASS SURFACE; ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EASTERLY BOUNDARY OF DAVIS ROAD, SAID POINT BEING DISTANT 7.72±m MEASURED AT RIGHT ANGLES FROM STATION 10+289.896± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE THROUGH LANDS OF JOHN A. DAUBMAN AND SANDRA H. DAUBMAN (REPUTED OWNERS) NORTH 75°45'14.04" EAST A DISTANCE OF 24.08±m (79.0±FT) TO A POINT, SAID POINT BEING DISTANT 18.55±m MEASURED AT RIGHT ANGLES FROM STATION 10+268.390± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 72°35'47.16" EAST A DISTANCE OF 10.97±m (36.0±FT) TO A POINT ON THE DIVISION LINE OF LANDS OF JOSEPH L. DAUBMAN AND PAUL L. DAUBMAN (REPUTED OWNERS) TO THE EAST AND OF LANDS OF JOHN A. DAUBMAN AND SANDRA H. DAUBMAN (REPUTED OWNERS) TO THE WEST, SAID POINT BEING DISTANT 22.94±m MEASURED AT RIGHT ANGLES FROM STATION 10+258.330± OF SAID BASELINE; THENCE ALONG SAID DIVISION LINE SOUTH 13°3'48.49" EAST A DISTANCE OF 1.71±m (5.6±FT) TO A POINT, SAID POINT BEING DISTANT 24.45±m MEASURED AT RIGHT ANGLES FROM STATION 10+259.131± OF SAID BASELINE; THENCE THROUGH LANDS OF JOHN A. DAUBMAN AND SANDRA H. DAUBMAN (REPUTED OWNERS) SOUTH 73°54'57.83" WEST A DISTANCE OF 30.44±m (99.9±FT) TO A POINT, SAID POINT BEING DISTANT 11.64±m MEASURED AT RIGHT ANGLES FROM STATION 10+286.739± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS SOUTH 50°38'30.74" WEST A DISTANCE OF 5.16±m (16.9±FT) TO A POINT ON THE EASTERLY BOUNDARY OF DAVIS ROAD, SAID POINT BEING DISTANT 11.50±m MEASURED AT RIGHT ANGLES FROM STATION 10+291.896± OF SAID BASELINE; THENCE ALONG SAID BOUNDARY NORTH 13°3'48.49" WEST A DISTANCE OF 4.27±m (14.0±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 66.48± SQUARE METERS (715.55± SQUARE FEET) MORE OR LESS.

THE SURVEY BASELINE IS A PORTION OF THE 2006 SURVEY BASELINE FOR THE RE-CONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD), AS SHOWN ON THE MAP AND DESCRIBED AS FOLLOWS:
BEGINNING AT STATION 10+221.267 THENCE SOUTH 49°1'22.54" WEST TO STATION 10+302.442; ALL BEARINGS REFERRED TO GRID NORTH NEW YORK STATE PLANE EAST ZONE.

MAP NUMBER 60
REVISED DATE 2/22/12 10/11/12
DATE PREPARED 2/22/12

I hereby certify that the property mapped above is necessary for this project, and the acquisition thereof is recommended.

Date OCT. 25 2012

Robert H. Balkind, P.E.
Acting Commissioner of Public Works

Recommended by:

Date October 25 2012

Gregory V. Bentley, P.E.
Director of Engineering

"Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law."

I hereby certify that this map is an accurate description and map made from an accurate survey, prepared under my direction.



Date OCTOBER 18 2012

EDWARD T. GANNON Land Surveyor
N.Y.S. License No. 49907

WSP- SELLS
555 PLEASANTVILLE ROAD
BRIARCLIFF MANOR, NY 10510

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Doxsey		
District 4 - Town of Hyde Park	Serino	absent	
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman (VC)	absent	
Present: <u>9</u>	Resolution: <u>✓</u>	Total : <u>9</u>	<u>0</u>
Absent: <u>3</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013349 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM JOHN A. DAUBMAN AND SANDRA H. DAUBMAN

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 24 0
 Yes No
 Abstentions: 0

2013349 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM JOHN A. DAUBMAN AND SANDRA H. DAUBMAN

Date: December 5, 2013

RESOLUTION NO. 2013350

RE: AUTHORIZING THE COUNTY TO ENTER INTO AN UNDERTAKING AGREEMENT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION REGARDING HIGHWAY WORK PERMITS

Legislators HUTCHINGS, BORCHERT, and TRAUDT offer the following and move its adoption:

WHEREAS, the Commissioner of Public Works has advised that the New York State Department of Transportation (NYSDOT) requested that the County enter into an Undertaking Agreement with respect to renewals of various Highway Work Permits that the County has with NYSDOT on multiple projects, and


WHEREAS, NYSDOT has historically set the expiration date of our permits to coincide with that of our insurance and the undertaking includes language related to indemnity that alleviates that need, and

WHEREAS, the County will now be able to request expiration dates for permits that are more pertinent to the specific project, and

WHEREAS, NYSDOT has indicated that this Legislature must authorize the execution of the Undertaking Agreement, now therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Executive to enter into the Undertaking Agreement with the New York State Department of Transportation, in substantially the same form as attached hereto.

CA-235-13
CAB/ca/G-0188
11/13/13
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 12/16/2013

STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☒ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Matt Dutcavich



UNDERTAKING

For the benefit of

The New York State Department of Transportation

In connection with work affecting state highways

(For use by New York municipalities and federal agencies)

WHEREAS, the undersigned _____ (Municipality, County, Town, City or Village, or any agency of the federal government, hereinafter referred to as "Permittee") from time to time receives permits from the New York State Department of Transportation (hereinafter referred to as the "NYSDOT") and otherwise conducts activities and operations upon highways and/or within right-of-way controlled by the State of New York for such purposes as the obstruction, installation, construction, maintenance and/or operation of facilities; and

WHEREAS, Permittee's access and operation upon state right-of-way is conditioned upon compliance with Highway Law Sections 52, 103, 203 and/or 234, including the conditions that Permittee assume all responsibility for (a) the temporary control of all modes of traffic (including motorized and non-motorized travel) affected by Permittee's operations, (b) complete restoration of state facilities to their condition prior to permitted use or activity, and (c) all claims, damages, losses and expenses,

NOW, THEREFORE, in relation to all operations and/or actions undertaken within state right-of-way, Permittee hereby agrees to the following terms and conditions:

1. Permit Applications. Excepting only activities undertaken to protect public safety because of emergency conditions or incidents, Permittee shall provide timely written notice to NYSDOT of operations or activities affecting state right-of-way. Under normal circumstances, a minimum of five business days notice shall be provided. Notification of emergency activities shall be provided to NYSDOT as soon as practicable after the activity. The Permittee shall apply for project-specific permits for activities not allowed under any existing annual permit. Such application shall identify proposed project locations, desired dates/hours, proposed work/activities, traffic control, and site restoration

2. Applicable Rules, Regulations & Conditions. Permittee shall comply with all of the laws, rules and regulations applicable to construction, maintenance activities and operations and shall further comply with such terms and conditions that may be imposed by NYSDOT in connection with permitted activity or operations. Temporary Traffic Control, highway safety appurtenances, and restoration of state facilities shall be completed in accordance with NYSDOT regulations and standards.

3. Site Restoration. Permittee shall, at its own expense, promptly complete the work allowed under each permit and, within a reasonable time, restore State property damaged by its work/activities to substantially the same or equivalent condition as existed before such work was begun as determined by the Commissioner or his/her designee. In the event that the Permittee fails to so restore damaged State property within what the Commissioner deems to be a reasonable time, the Commissioner, after giving written notice to the Permittee, may restore the property to substantially the same or equivalent condition as existed before the Permittee's work/activities, in which case, Permittee agrees to reimburse the reasonable expenses in connection therewith.

4. Payment & Release of Liens. Permittee shall be responsible for the payment of all costs and materials relating to its work in the public right-of-way, and agrees to defend and save harmless NYSDOT against any and all lien claims made by persons supplying services or materials to Permittee in connection with Permittee's work.

5. Indemnity. In addition to the protection afforded to NYSDOT under any available Insurance, NYSDOT shall not be liable for any damage or injury to the Permittee, its agents, employees, or to any other person, or to any property, occurring on the site or in any way associated with Permittee's activities or operations, whether undertaken by Permittee's own forces or by contractors or other agents working on Permittee's behalf. To the fullest extent permitted by law, the Permittee agrees to defend, indemnify and hold harmless the State of New York, NYSDOT, and their agents from and against all claims, damages, losses and expenses, including but not limited to, claims for personal injuries, property damage, wrongful death, and/or environmental claims and attorney fees arising out of any such claim, that are in any way associated with the Permittee's, activities or operations under any and all permits issued using this Undertaking.

FURTHERMORE, Permittee hereby warrants that the obligations of this Undertaking are backed by the full faith and credit of Permittee. Permittee may insure or bond any of the obligations set forth herein, or may rely upon self-insurance, budgeted funds, or funds for general operations.

This Undertaking shall be applicable to all permitted activities and operations undertaken after the date of execution and work initiated while this Undertaking is in effect. This Undertaking may be revoked by the Permittee or rejected by NYSDOT upon thirty days written notice but will continue to apply to all permitted activities/operations that were permitted by virtue of this Undertaking. Unless terminated for the purpose of future activities/operations, this Undertaking shall have a term of twenty (20) years and shall be kept on file to facilitate the issuance of future permits to which it will apply.

IN WITNESS WHEREOF, _____ (Municipality-County, Town, City, Village or federal agency) agrees to the terms of this Undertaking, and has caused its execution by the authorized officer or employee (attach Resolution of Approval).

Authorized Agent

Date

Print Name/Title

Address

() _____
Phone number

Address

e-mail

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Doxsey		
District 4 - Town of Hyde Park	Serino	absent	
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman (VC)	absent	
Present:	<u>9</u>	Resolution:	✓
Absent:	<u>3</u>	Motion:	—
Vacant:	<u>0</u>	Total :	<u>9</u> <u>0</u>
		Yes	No
		Abstentions:	<u>0</u>

2013350 AUTHORIZING THE COUNTY TO ENTER INTO AN UNDERTAKING AGREEMENT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION REGARDING HIGHWAY WORK PERMITS

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion:

Total : 24 0

Yes No

Abstentions: 0

2013350 AUTHORIZING THE COUNTY TO ENTER INTO AN UNDERTAKING AGREEMENT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION REGARDING HIGHWAY WORK PERMITS

Date: December 5, 2013

RESOLUTION NO. 2013351

RE: AMENDING THE 2013 ADOPTED COUNTY BUDGET AS
IT PERTAINS TO THE AIRPORT (EA.5610)

Legislators HUTCHINGS, BORCHERT, and TRAUDT offer the following and moves its adoption:

WHEREAS, by Resolution No. 2013274 additional aviation fuels for resale were approved and the additional quantity requested was based on the fuel usage for the previous year, and

WHEREAS, the actual fuel usage for this year reflects a record high, attributable primarily to the County's competitive fuel pricing strategy, outstanding line service and prolonged good weather, and

WHEREAS, the airport is now in need of purchasing additional fuel for resale, and

WHEREAS, the Commissioner of Public Works requests that additional funds be appropriated to meet these additional needs, and

WHEREAS, it is necessary to amend the 2013 Adopted County Budget to meet these needs, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2013 Adopted County Budget as follows:

APPROPRIATIONSIncrease

EA.5610.5901	AvGas for Resale	\$ 78,540
EA.5610.5903	Jet Fuel for Resale	<u>72,240</u>
		<u>\$150,780</u>

REVENUESIncrease

EA.5610.17760.01	Airport Sales AvGas	\$ 78,540
EA.5610.17760.03	Airport Sales Jet Fuel	<u>72,240</u>
		<u>\$150,780</u>

CA-246-13 CAB/ca/G-103
11/14/13 Fiscal Impact: See attached statement

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS


MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 12/16/2013

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have herunto set my hand and seal of said Legislature this 5th day of December 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 150,780

Total Current Year Revenue \$ 150,780

and Source
New appropriations

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☒ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Line EA 5610.5901 (AvGas for Resale) + \$78,540.
Line EA 5610.5903 (Jet Fuel for Resale) + \$72,240.
Line EA 5610.17760.01 (Airport Sale AvGas) + \$78,540.
Line EA 5610.17760.03 (Airport Sale Jet Fuel) + \$72,240.

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): \$0
Over Five Years: \$0

Additional Comments/Explanation:

Request to Increase Budget Line EA 5610.5901 (AvGas for Resale) by \$78,540.
Request to Increase Budget Line EA 5610.5903 (Jet Fuel for Resale) by \$72,240.
Request to Increase Budget Line EA 5610.17760.01 (Airport Sale AvGas) by \$78,540.
Request to Increase Budget Line EA 5610.17760.03 (Airport Sale Jet Fuel) by \$72,240.

Prepared by: Robert Balkind, P.E. Deputy Commissioner of Public Works



Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Doxsey		
District 4 - Town of Hyde Park	Serino	absent	
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman (VC)	absent	
Present: <u>9</u>	Resolution: <u>✓</u>	Total : <u>9</u>	<u>0</u>
Absent: <u>3</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013351 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE AIRPORT (EA.5610)

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion:

Total : 24

Yes

0

No

Abstentions: 0

2013351 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE AIRPORT (EA.5610)

Date: December 5, 2013

RESOLUTION NO. 2013352

RE: Requesting the Federal Energy Regulatory Commission and New York Independent System Operator Stop Plans for Electricity Rate Hike from Unneeded "New Capacity Zone"

Legislators TYNER, JETER-JACKSON, BLALOCK, MAC AVERY and PERKINS offer the following and move its adoption:

WHEREAS, Senator Charles Schumer has called on federal power officials to hold off on a plan to raise electricity rates in the mid-Hudson Valley and downstate, and

WHEREAS, a "new capacity zone" plan endorsed by the Federal Energy Regulatory Commission (FERC) is expected to raise what consumers pay for power in the mid-Hudson and downstate to incentivize the generation industry to build more downstate power plants, and

WHEREAS, Senator Schumer has called on FERC Chairman Jon Wellinghoff to delay an order to implement that plan by the New York Independent System Operator, which would raise power-supply costs in mid-Hudson counties (including Dutchess County), Westchester County and New York City starting May 1, and

WHEREAS, according to the Poughkeepsie Journal, this "new capacity zone" would force Central Hudson's rates to rise by about 10 percent, according to information from the New York State Public Service Commission, which opposes the plan, along with Central Hudson, and

WHEREAS, as the Sierra Club has already made clear, currently there is already an energy glut in the Hudson Valley, with Danskammer, Roseton, and Lovett power plants shut down, and the Bowline power plant operating at only twenty-five percent capacity, and

WHEREAS, Dutchess County homeowners and businesses cannot afford to pay electric rates any higher than they are already; such a rate hike would be quite destructive to the local economy, and therefore be it

RESOLVED, that the Dutchess County Legislature strongly urges the Federal Energy Regulatory Commission and the New York Independent System Operator to halt such plans for a hike in electric rates from such an unneeded "new capacity zone", and be it further

RESOLVED, that a copy of this resolution be sent to the Federal Energy Regulatory Commission and the New York Independent System Operator.

PULLED AND COMBINED WITH 2013357

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 22 - Town of Beekman	Hutchings (VC)		
District 24 - Towns of Dover and Union Vale	Surman		

Present: _____
 Absent: _____
 Vacant: _____

Resolution: _____
 Motion: _____

Total : _____
 Yes No
 Abstentions: _____

2013352 REQUESTING THE FEDERAL ENERGY REGULATORY COMMISSION AND NEW YORK INDEPENDENT SYSTEM OPERATOR STOP PLANS FOR ELECTRICITY RATE HIKE FROM UNNEEDED "NEW CAPACITY ZONE"

Date: December 3, 2013

RESOLUTION NO. 2013353

RE: GRANTING SICK LEAVE AT HALF PAY TO
CONSTANCE RAMSEY-DIXON, AN EMPLOYEE OF THE
DUTCHESS COUNTY SHERIFF'S OFFICE, CORRECTION DIVISION

Legislators ROMAN, FLESLAND, BOLNER, HORTON and PERKINS offer the following and move its adoption:

WHEREAS, Constance Ramsey-Dixon has been an employee of the Dutchess County Sheriff's Office, Correction Division, since August 28, 2006 and is considered to be a satisfactory employee and one that does not abuse her sick time, and

WHEREAS, Constance Ramsey-Dixon was granted thirty days half-pay sick leave by the Sheriff for the period from August 3, 2013 through September 13, 2013, and

WHEREAS, due to extenuating medical circumstances requiring the need for an unexpected second surgery, Constance Ramsey-Dixon has requested an extension of her sick leave at half pay, and

WHEREAS, the Commissioner of Human Resources has reviewed the recommendation of the Sheriff that Constance Ramsey-Dixon is entitled to sick leave at half pay and concurs with said recommendation, and

WHEREAS, it is estimated that Constance Ramsey-Dixon will be capable of returning to work on or before December 14, 2013, now, therefore, be it

RESOLVED, that Constance Ramsey-Dixon receive half pay sick leave retroactive from September 14, 2013 until December 14, 2013, or until her return to work, whichever is sooner.

CA-238-13

KPB/ca/G-175

11/12/13

Fiscal Impact: See attached statement

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date

12/11/2013

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ 7,044

Total Current Year Revenue \$ _____
and Source

Source of County Funds (check one): ☒ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Richard Wiands, Senior Human Resources Associate

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	<i>absent</i>	
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	<i>absent</i>	

Present: 10
 Absent: 2
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 10 0
 Abstentions: 0 Yes No

2013353 GRANTING SICK LEAVE AT HALF PAY TO CONSTANCE RAMSEY-DIXON, AN EMPLOYEE OF THE DUTCHESS COUNTY SHERIFF'S OFFICE, CORRECTION DIVISION

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 24 0
 Yes No
 Abstentions: 0

2013353 GRANTING SICK LEAVE AT HALF PAY TO CONSTANCE RAMSEY-DIXON, AN EMPLOYEE OF THE DUTCHESS COUNTY SHERIFF'S OFFICE, CORRECTION DIVISION

Date: December 5, 2013

RESOLUTION NO. 2013354

RE: REAPPOINTMENTS TO THE CITIZENS ADVISORY COMMITTEE ON SEX OFFENDER MANAGEMENT

LEGISLATORS ROLISON and ROMAN offer the following and move its adoption:

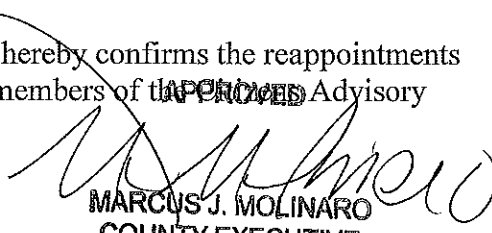
WHEREAS, Resolution No. 205282 created a Citizens Advisory Committee on Sex Offender Management Committee consisting of nine members; and

WHEREAS, the Chairman of the Legislature has reappointed of the following to the Citizens Advisory Committee on Sex Offender Management:

<u>Name</u>	<u>Term Expires</u>
Nancy Garo 15 Verplanck Avenue Beacon, NY 12508	November 30, 2016
Victor Civitillo Sr. Assistant County Attorney 22 Market Street Poughkeepsie, NY 12601	November 30, 2016
Thomas A. Bauer 89 Van Wagner Road Poughkeepsie, NY 12603	November 30, 2016

now, therefore, be it

RESOLVED, that the Dutchess County Legislature hereby confirms the reappointments of Nancy Garo, Victor Civitillo, and Thomas A. Bauer as members of the ~~Legislative~~ ^{Advisory} Committee on Sex Offender Management.


MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 12/16/2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	absent	

Present: 10
 Absent: 2
 Vacant: 0

Resolution: /
 Motion: —

Total : 10 0
 Yes No
 Abstentions: 0

2013354 REAPPOINTMENTS TO THE CITIZENS ADVISORY COMMITTEE ON SEX OFFENDER MANAGEMENT

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Resolution: ✓

Total: 24

0

Absent: 1

Motion:

Yes

No

Vacant: 0

Abstentions: 0

2013354 REAPPOINTMENTS TO THE CITIZENS ADVISORY COMMITTEE ON SEX OFFENDER MANAGEMENT

Date: December 5, 2013

RESOLUTION NO. 2013355

RE: AUTHORIZING AMENDMENT OF FUNDING UNDER THE
TRADE ADJUSTMENT ASSISTANCE ACT, THE WORKFORCE
INVESTMENT ACT AND THE NATIONAL EMERGENCY
GRANT TO SUPPORT ON THE JOB TRAINING

Legislators BOLNER, SERINO, HORTON and PERKINS offer the following
and move its adoption:

WHEREAS, the United States Congress enacted the Workforce Investment Act of 1998 (WIA) and the Trade Adjustment Assistance (TAA) Program to provide the framework for a unique workforce preparation and employment system designed to meet both the needs of businesses and the needs of job seekers and those who want to further their careers, and

WHEREAS, National Emergency Grants (NEGs) temporarily expand the service capacity of Workforce Investment Act Dislocated Worker training and employment programs at the state and local levels by providing funding assistance in response to large, unexpected economic events which cause significant job losses, and

WHEREAS, the New York State Department of Labor has provided allocations to Dutchess County for the operation of FY 2012 TAA funding for the period 10/01/11 through 9/30/14, and for the operation of PY 2013 Title 1B Administration funding for the period of 07/01/13 through 06/30/15 and for the operation of PY 2013 Title 1B Adult funding for the period of 07/01/13 through 06/30/15 and for the operation of PY 2013 Title 1B Dislocated Worker funding for the period of 07/01/13 through 06/30/15, and

WHEREAS, the New York State Department of Labor has provided an allocation to Dutchess County to reduce PY 2012 National Emergency Grant funding for the period of 06/29/12-06/30/14, now, therefore be it

RESOLVED, that the Commissioner of Finance be and hereby is authorized, empowered and directed to accept the allocation of funding under the above TAA, WIA and NEG Programs and amend the following accounts:

APPROPRIATIONS Increase (Decrease)

2012

CD6292.2012.4813	TAA Participant Funding	\$ 2,737
CD6292.2012.4826	OJT/NEG Wages	(29,628)
CD6292.2012.4828	OJT/NEG Administration	(2,371)

2013

CD6292.2013.4804	T-1B Administration	103,971
CD6292.2013.4801	T-1B Adult	461,448
CD6292.2013.4802	T-1B Dislocated Worker	474,287
		<u>\$1,010,444</u>

REVENUES Increase (Decrease)

2012

CD6292.2012.47910.22	TAA Participant Funding	\$ 2,737
CD6292.2012.47910.37	OJT/NEG Wages	(29,628)
CD6292.2012.47910.39	OJT/NEG Administration	(2,371)

2013

CD6292.2013.47910.04	T-1B Administration	103,971
CD6292.2013.47910.01	T-1B Adult	461,448
CD6292.2013.47910.03	T-1B Dislocated Worker	474,287
		<u>\$1,010,444</u>

CA-239-13

LK/CRC/ca/G-1263

11/13/13

Fiscal Impact: See attached statement

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date

12/16/2013

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 1,010,444

Total Current Year Revenue \$ 1,010,444
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Laraine Kautz, Executive Director - DCWIB

Dut.



New York State Department of Labor
Andrew M. Cuomo, Governor
Peter M. Rivera, Commissioner

October 25, 2013

Mr. Marcus J. Molinaro
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Molinaro:

Attached is a Notice of Obligational Authority (NOA) for PY13 for LWIA- Dutchess County.

This NOA represents the balance of funding available for the Program Year 2013 Title 1B Adult and Dislocated Worker programs. These funds are available for use for the period July 1, 2013 - June 30, 2015.

Any questions concerning this information should be directed to Ms. Nancy Bell, State Representative at 518-457-0239.

Sincerely,

Karen A. Coleman

Karen A. Coleman
Deputy Commissioner
for Workforce Development

Attachment

cc: Ms. Heidi Seelbach-Budd
Ms. Susan Newhouse
Ms. Nancy Bell
Ms. Laraine Kautz
Mr. Alfonso Rubio-Aragon
Ms. Delores Caruso

Phone: (518) 457-4317
W. Averell Harriman State Office Campus
Building 12, Room 590, Albany, NY 12240

NOTICE OF OBLIGATIONAL AUTHORITY LWIA# 60

NOA #PY13-

3

LWIA: Dutchess County
Grantee: Marcus J. Molinaro
County Executive, Dutchess County

GRANTOR: The Governor of New York through
the New York State Department
of Labor


This NOA authorizes Program Year 2013 funding for the period (07/01/13
through 6/30/15), except Youth (04/01/13 through 6/30/15.)

NYSDOL Contact: Nancy Bell

TELEPHONE: (518) 457-0239

WIA GRANT	PRIOR LEVEL	CHANGE THIS NOA	NEW LEVEL
CFDA# 17.259 T-1B Youth	\$545,553.90	\$0.00	\$545,553.90
CFDA# 17.258,17.259,17.278 T-1B Admin	\$71,815.30	\$103,970.40	\$175,785.70
CFDA# 17.258 T-1B Adult	\$13,473.90	\$461,447.10	\$474,921.00
CFDA# 17.278 T-1B Dislocated Worker	\$87,309.90	\$474,286.50	\$561,596.40

Approved by:


Karen A. Coleman
Deputy Commissioner for Workforce Development

10/25/13



New York State Department of Labor
Andrew M. Cuomo, Governor
Peter M. Rivera, Commissioner

October 11, 2013

Mr. Marcus J. Molinaro
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Molinaro:

This letter is to notify you that the New York State Department of Labor (NYSDOL) has approved the Local Workforce Investment Area's (LWIA's) requests for additional funds to support the provision of services under the Trade Adjustment Assistance Program (TAA) in accordance with New York State Workforce Development System Technical Advisory #04-6 (May 18, 2004).

Attached is a revised Notice of Obligational Authority to reflect approval of the additional funds. Also attached is a listing of individuals associated with the additional funding, and identification of changes and no changes to prior approvals.

As a reminder, the funds awarded to the LWIA under the TAA program may be expended only for costs identified in approved plans and must be reported to NYSDOL by the LWIA on a monthly basis. In the event training does not occur or the final costs are less than requested, the funds remaining must be deobligated and are not available for the LWIA's use.

Questions concerning the TAA program can be e-mailed to the NYSDOL at WDTDTAA@labor.state.ny.us. Questions concerning the NOA or reporting of the expenditures should be directed to Sharie FitzGibbon via phone at (518) 457-9060 or via e-mail at Sharie.FitzGibbon@labor.state.ny.us.

Sincerely,

Karen A. Coleman
Deputy Commissioner
for Workforce Development

Attachment(s)

cc: Ms. Heidi Seelbach-Budd
Ms. Susan Newhouse
Ms. Nancy Bell
Ms. Laraine Kautz
Mr. Alfonso Rubio-Aragon
Ms. Delores Caruso

Phone: (518) 457-4317
W. Averell Harriman State Office Campus
Building 12, Room 590, Albany, NY 12240



NYS Department of Labor
Trade Adjustment Act Report

NOTICE OF OBLIGATIONAL AUTHORITY

GRANTEE: LWIA; Dutchess

LWIA# 60

GRANTOR: The Governor of New York through the
New York State Department of Labor

This NOA authorizes:

Program Year 2011 funding for the period (10/01/10 through 09/30/13).

Program Year 2012 funding for the period (10/01/11 through 09/30/14).

CFDA# 17.245

TAA GRANT

FY11

	<u>PRIOR LEVEL</u>	<u>CHANGE THIS NOA</u>	<u>NEW LEVEL</u>
Training	\$ 62,999.42	\$ 0.00	\$ 62,999.42
Job Search	\$ 106.70	\$ 0.00	\$ 106.70
Relocation	\$ 0.00	\$ 0.00	\$ 0.00

FY12

Training	\$ 141,691.99	\$ 2,736.26	\$ 144,428.25
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Approved By:

Karen A Coleman

Karen A. Coleman

Deputy Commissioner for Workforce Development

Dated: 10/11/2013



New York State Department of Labor
Andrew M. Cuomo, Governor
Peter M. Rivera, Commissioner

October 31, 2013

Mr. Marcus J. Molinaro
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Molinaro:

Attached is a Notice of Obligational Authority (NOA) providing the Local Workforce Investment Area (LWIA) National Emergency Grant (NEG) funding to support On the Job Training (OJT) services. Please refer to the attached summary for a list of the individuals, their approved funding amounts and the timeframes of their OJTs.

As a reminder, the funds awarded to the LWIA under this grant may be expended only for the wage reimbursement, supportive services and administrative costs identified in the request for funds for the individual listed. Expenditures must be reported monthly to the New York State Department of Labor (NYSDOL) by the LWIA on the Accrued Expenditure Report (AER). In the event the OJT does not occur or the final costs are less than requested, the funds remaining unexpended will be deobligated and will not be available for the LWIA's use.

Any questions regarding the reporting of these funds should be directed to Sharie FitzGibbon at (518) 457-9060. Programmatic questions should be directed to OJT-NEG@labor.ny.gov.

Sincerely,

Karen A. Coleman
Deputy Commissioner
for Workforce Development

Attachment(s)

cc: Ms. Heidi Seelbach-Budd
Ms. Susan Newhouse
Ms. Nancy Bell
Ms. Laraine Kautz
Mr. Alfonso Rubio-Aragon
Ms. Delores Caruso

Phone: (518) 457-4317
W. Averell Harriman State Office Campus
Building 12, Room 590, Albany, NY 12240

NOTICE OF OBLIGATIONAL AUTHORITY LWIA# 60

OJT NEG Stimulus NOA #PY08-7

LWIA: Dutchess County

Grantee:

Mr. Marcus J. Molinaro

County Executive, Dutchess County

GRANTOR: The Governor of New York through
the New York State Department
of Labor

This NOA authorizes Program Year 2008 funding for the period (6/30/10 through 9/30/12).

This NOA authorizes Program Year 2012 funding for the period (6/29/12 through 6/30/14).

NYSDOL Contact: Nancy Bell

TELEPHONE: (518) 457-0239

OJT NEG - PY12

CFDA#: 17.277

<u>GRANT</u>	<u>PRIOR LEVEL</u>	<u>CHANGE THIS NOA</u>	<u>NEW LEVEL</u>
Wages	\$86,112.00	(\$29,628.00)	\$56,484.00
Supp. Services	\$0.00	\$0.00	\$0.00
Admin	\$6,888.96	(\$2,370.24)	\$4,518.72

Approved
by:



10/31/13

Karen A. Coleman
Deputy Commissioner
for Workforce Development

Family and Human Services Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	<i>absent</i>	
District 4 - Town of Hyde Park	Serino (VC)		
District 9 - City of Poughkeepsie	White		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 21 - Town of East Fishkill	Horton		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	<i>absent</i>	
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: <u>10</u>	Resolution: <u>✓</u>	Total : <u>10</u>	
Absent: <u>2</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013355 AUTHORIZING AMENDMENT OF FUNDING UNDER THE TRADE
ADJUSTMENT ASSISTANCE ACT, THE WORKFORCE INVESTMENT ACT AND
THE NATIONAL EMERGENCY GRANT TO SUPPORT ON THE JOB TRAINING

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion:

Total : 24 0

Yes No

Abstentions: 0

2013355 AUTHORIZING AMENDMENT OF FUNDING UNDER THE TRADE ADJUSTMENT ASSISTANCE ACT, THE WORKFORCE INVESTMENT ACT AND THE NATIONAL EMERGENCY GRANT TO SUPPORT ON THE JOB TRAINING

Date: December 5, 2013

RESOLUTION NO. 2013356

RE: AUTHORIZING THE FINANCE DEPARTMENT TO
AMEND COMMUNITY DEVELOPMENT ACCOUNT FOR
SECTION 108 LOAN REPAYMENTS

Legislators TRAUDT, BOLNER, MICCIO, HORTON and PERKINS offer the following and move its adoption:

WHEREAS, the County is a participant in the Community Development Block Grant Program pursuant to the Housing and Community Development Act, and

WHEREAS, pursuant to the Program, the County makes loans known under the Program as Section 108 Loans, to qualified business owners for creation or expansion of their businesses, who repay the loans to the County, and

WHEREAS, by Resolution No. 144 of 1994, the Commissioner of Finance was directed to establish a Community Development account, which account has from time to time been amended, and

WHEREAS, this resolution represents an amendment to the budget to cover anticipated revenue over the next two years (2014 and 2015) to insure compliance with our HUD loan payment obligation, now, therefore, be it

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to amend the In-House Loans Community Development Account as follows:

APPROPRIATIONSIncrease

CD.8668.2705.4404	Rehab Loans & Grants	<u>\$51,160</u>
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REVENUESIncrease

CD.8668.21700.00	Community Dev. General	<u>\$51,160</u>
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CA-237-13

ca/G-0179

11/12/13

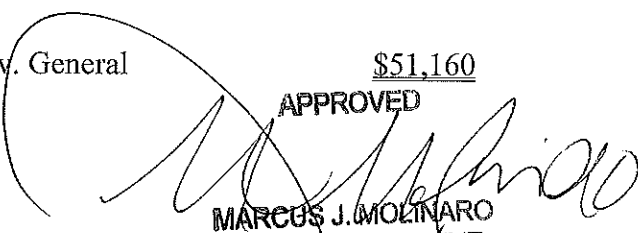
Fiscal Impact: See attached statement

STATE OF NEW YORK

COUNTY OF DUTCHESS

SS:

APPROVED


 MARCUS J. MOLINARO
 COUNTY EXECUTIVE

Date

12/16/2013

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.


 CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 51,160

Total Current Year Revenue \$ 51,160
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☒ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

CD.8668.2705.4404/CD.8668.21700.00

Related Expenses: Amount \$ 0

Nature/Reason:

Anticipated Savings to County: \$0

Net County Cost (this year): \$0

Over Five Years: \$0

Additional Comments/Explanation:

Prepared by: Patricia Longbard, Accounting Clerk, Department of Planning and Development

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo	absent	
District 17 - Town and Village of Fishkill	Miccio		
District 20 - Town of Red Hook	Traudt (C)		
District 21 - Town of East Fishkill	Horton		
District 24 - Towns of Dover and Union Vale	Surman (VC)	absent	

Present: 9
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion:

Total : 9 0
 Yes No
 Abstentions: 0

2013356 AUTHORIZING THE FINANCE DEPARTMENT TO AMEND
 COMMUNITY DEVELOPMENT ACCOUNT FOR SECTION 108 LOAN
 REPAYMENTS

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: —

Total: 24 0
 Yes No
 Abstentions: 0

**2013356 AUTHORIZING THE FINANCE DEPARTMENT TO AMEND
 COMMUNITY DEVELOPMENT ACCOUNT FOR SECTION 108 LOAN
 REPAYMENTS**

Date: December 5, 2013

RESOLUTION NO. 2013357

RE: ADOPTION OF A DUTCHESS COUNTY GOVERNMENT POLICY
STATEMENT REGARDING THE CONSTRUCTION OF ABOVE-GROUND
TRANSMISSION LINES THROUGH THE COUNTY AND THE ADDITION
OF A NEW CAPACITY ZONE BY THE FEDERAL ENERGY REGULATORY
COMMISSION INCLUDING DUTCHESS COUNTY

Legislators TYNER, JETER-JACKSON, PERKINS, BLALOCK, MAC AVERY, FLESLAND, SERINO, AMPARO, BORCHERT, FORMAN, HORTON, HUTCHINGS, INCORONATO, MICCIO, ROLISON, ROMAN, TRAUDT, WEISS, WHITE and WILKINSON offer the following and move its adoption:

WHEREAS, the County of Dutchess has been made aware that the State of New York is considering a project that will upgrade or expand the transmission grid, including the potential construction of new, above-ground transmission lines through the towns of Milan, Clinton, Pleasant Valley and possibly others, and

WHEREAS, the state Public Service Commission is currently reviewing proposals to build transmission lines from upstate New York in an effort to provide energy downstate, and

WHEREAS, local communities and residents have expressed significant concerns as to the economic and environmental impact this project will have to Dutchess County, and

WHEREAS, the County of Dutchess has been made aware that the Federal Energy Regulatory Commission (FERC) has ordered the creation of a new capacity zone in New York State to include Dutchess County and the creation of such a zone will raise the cost of electric service for residents and businesses in Dutchess County, now, therefore be it

RESOLVED, that the affixed policy statement be the official policy of Dutchess County Government whereby it opposes the construction of new, above-ground transmission lines that would unfairly impact the Dutchess County Residents, with the hope that the Public Service Commission will consider all option and alternatives while ensuring that compensation is provided to communities and landowners impacted by this project should the Public Service Commission approve construction, and, be it further

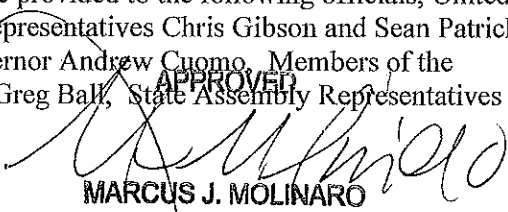
RESOLVED, that Dutchess County Government also opposes the establishment of a new capacity zone raising electric rates for Dutchess County residents and businesses with the hope that alternatives to the new capacity zone formation ordered by FERC be considered in an effort to avoid or minimize the customer rate impacts of a new capacity zone, and be it further

RESOLVED, that a copy of this resolution and policy statement be provided to the following officials, United States Senators Charles Schumer and Kirsten Gillibrand, United States Representatives Chris Gibson and Sean Patrick Maloney, Members of the Federal Energy Regulatory Commission, Governor Andrew Cuomo, Members of the Public Service Commission, New York State Senators Terry Gipson and Greg Ball, State Assembly Representatives Didi Barrett, Kieran Lalor, Kevin Cahill, and Frank Skartados.

STATE OF NEW YORK

COUNTY OF DUTCHESS

ss:

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 12/16/13

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

**Dutchess County Policy Statement
Alternatives to Transmission Congestion
(PSC Case 12-T-0502/13-E-0488)**

Dutchess County Government must protect the interests of its residents in the state Public Service Commission (PSC) proceedings that will review proposals for the construction of transmission lines through the County. Thus, it *opposes* current proposals calling for the construction of new, above-ground transmission lines which will produce energy to areas outside of Dutchess County at an expense to Dutchess County residents.

Dutchess County's goals concerning the installation of new transmission lines being proposed through the County is that a solution or solutions to address downstate New York's power needs must result in *minimal local community impact, no financial burden on the residents of Dutchess County, and no lasting environmental effect*. At the very least, consideration must be given to bury these lines underground; compensation given to the County of Dutchess as well as impacted communities and residents; and a commitment that the project benefits the ratepayers of Dutchess County, including consideration of future rate assessments impacting area ratepayers.

Dutchess County Government proposes that the construction of any new energy project, including electric transmission lines, provides both economic and environmental benefits to parties that live, work, or own property in Dutchess. Electric transmission line construction must be weighed against other alternatives to provide electric supply such as conservation, demand side management, and the siting of new generation. Such alternative investigation must explore the long-term consequences of facility siting that may last for centuries.

Dutchess County's position concerning the installation of electric transmission, whether new or a rebuild of existing transmission, is that the resulting installations provide visual impacts that lead to the park like visual environment that Dutchess has worked hard to create. At the same time, Dutchess County landowners and residents directly impacted by new or rebuilt construction should be fairly compensated for the property impacts resulting from such construction. Transmission lines that use Dutchess as part of circuit routing should be constructed to provide direct economic benefits to the County and take into consideration Dutchess County input.

Dutchess County Government supports the rights of all residents to be heard in proceedings such as Article VII proceedings. Dutchess County will reach out to municipalities and residents in a concerted effort to support County's goals in Public Service Commission (PSC) proceedings that seek to preserve and improve the Dutchess County environment and economy. Our intent is to provide a focused voice and ensure this issue receives the attention it deserves so that our shared concerns are heard by the State of New York and its PSC with the intention that through an open and transparent process our goals will be achieved.

MJM/DCE
December 3, 2013

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo	absent	
District 17 - Town and Village of Fishkill	Miccio		
District 20 - Town of Red Hook	Traudt (C)		
District 21 - Town of East Fishkill	Horton		
District 24 - Towns of Dover and Union Vale	Surman (VC)	absent	

Present: 10
Absent: 2
Vacant: 0

Resolution: ✓
Motion:

Total : 10 0
Yes No
Abstentions: 0

2013357 ADOPTION OF A DUTCHESS COUNTY GOVERNMENT POLICY STATEMENT REGARDING THE CONSTRUCTION OF ABOVE-GROUND TRANSMISSION LINES THROUGH THE COUNTY AND THE ADDITION OF A NEW CAPACITY ZONE BY THE FEDERAL ENERGY REGULATORY COMMISSION INCLUDING DUTCHESS COUNTY

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion: ✓

Total: 24 0

Yes No

Abstentions: 0

AF/DBorchert

See attached amendment

2013357
12-5-13

**ADOPTION OF A DUTCHESS COUNTY GOVERNMENT POLICY STATEMENT REGARDING THE
CONSTRUCTION OF ABOVE-GROUND TRANSMISSION LINES THROUGH THE COUNTY AND THE
ADDITION OF A NEW CAPACITY ZONE BY THE FEDERAL ENERGY REGULATORY COMMISSION
INCLUDING DUTCHESS COUNTY**

WHEREAS, the County of Dutchess has been made aware that the State of New York is considering a project that will upgrade or expand the transmission grid, including the potential construction of new, above-ground transmission lines through the towns of Milan, Clinton, Pleasant Valley and possibly others; and

WHEREAS, the state Public Service Commission is currently reviewing proposals to build transmission lines from upstate New York in an effort to provide energy downstate; and

WHEREAS, local communities and residents have expressed significant concerns as to the economic and environmental impact this project will have to Dutchess County; and

WHEREAS, the County of Dutchess has been made aware that the Federal Energy Regulatory Commission (FERC) has ordered the creation of a new capacity zone in New York State to include Dutchess County and the creation of such a zone will raise the cost of electric service for residents and businesses in Dutchess County; therefore be it

RESOLVED, that the affixed policy statement be the official policy of Dutchess County Government whereby it opposes the construction of new, above-ground transmission lines that would unfairly impact Dutchess County residents, with the hope that the PSC will consider all options and alternatives while ensuring that compensation is provided to communities and landowners impacted by this project should the PSC approve construction; and be it further

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RESOLVED, that Dutchess County Government also opposes the establishment of a new capacity zone raising electric rates for Dutchess County residents and businesses with the hope that alternatives to the new capacity zone formation ordered by FERC be considered in an effort to avoid or minimize the customer rate impacts of a new capacity zone; and be it further

RESOLVED, that a copy of this resolution and policy statement be provided to the following officials: United States Senators Charles Schumer and Kirsten Gillibrand; United States Representatives Chris Gibson and Sean Patrick Maloney; Members of the Federal Energy Regulatory Commission; Governor Andrew Cuomo; Members of the Public Service Commission; New York State Senators Terry Gipson and Greg Ball; State Assembly Representatives Didi Barrett, Kieran Lalor, Kevin Cahill, and Frank Skartados.

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion:

Total : 24 0

Yes No

Abstentions: 0

2013357 ADOPTION OF A DUTCHESS COUNTY GOVERNMENT POLICY STATEMENT REGARDING THE CONSTRUCTION OF ABOVE-GROUND TRANSMISSION LINES THROUGH THE COUNTY AND THE ADDITION OF A NEW CAPACITY ZONE BY THE FEDERAL ENERGY REGULATORY COMMISSION INCLUDING DUTCHESS COUNTY

Date: December 5, 2013

Discussion on Resolution 2013357 resulted as follow:

Legislator Flesland, duly seconded by Legislator Borchert, offered the following amendment to the first Resolved:

RESOLVED, that the affixed policy statement be the official policy of Dutchess County Government whereby it opposes the construction of new, above-ground transmission lines that would unfairly impact the Dutchess County Residents, with the hope that the Public Service Commission will consider all option and alternatives while ensuring that compensation is provided to communities and landowners impacted by this project should the PSC approve construction, and, be it further

Roll call on the foregoing amendment resulted as follows:

Yes: 24

No: 0

Absent: 1 – Wilkinson

Motion adopted.

Roll call on the foregoing amendment resulted as follows:

Yes: 24

No: 0

Absent: 1 – Wilkinson

Resolution adopted.

RESOLUTION NO. 2013358

RE: LEGISLATURE OF THE COUNTY OF DUTCHESS, EXEMPTING
FROM SALES AND COMPENSATING USE TAXES
RESIDENTIAL SOLAR ENERGY SYSTEMS EQUIPMENT AND
INSTALLATION SERVICES DESCRIBED IN SUBDIVISION (ee)
OF SECTION 1115 OF THE NEW YORK TAX LAW AND
COMMERCIAL SOLAR ENERGY SYSTEMS EQUIPMENT AND
INSTALLATION SERVICES DESCRIBED IN SUBDIVISION (ii)
OF SECTION 1115 OF THE NEW YORK TAX LAW, PURSUANT
TO THE AUTHORITY OF ARTICLE 29 OF THE TAX LAW OF
THE STATE OF NEW YORK.

Legislators MICCIO and BORCHERT offer the following and move its
adoption:

Be it enacted by the Legislature of the County of Dutchess, as follows:

SECTION 1. Section six of Resolution No. 598 of 1975, as amended, is
amended by adding a new subdivision (i) to read as follows:

(i) Receipts from sales of and consideration given or contracted to be
given for, or for the use of, residential solar energy systems equipment and installation
services exempt from state sales and compensating use taxes pursuant to subdivision (ee) of
section 1115 of the New York Tax Law shall also be exempt from sales and compensating use
taxes imposed in this jurisdiction.

SECTION 2. Section six of Resolution No. 598 of 1975, as amended, is
amended by adding a new subdivision (j) to read as follows:

(j) Receipts from sales of and consideration given or contracted to be
given for, or for the use of, commercial solar energy systems equipment and installation
services exempt from state sales and compensating use taxes pursuant to subdivision (ii) of
section 1115 of the New York Tax Law shall also be exempt from sales and compensating use
taxes imposed in this jurisdiction.

SECTION 3. This resolution shall take effect March 1, 2014, and shall apply
to sales made, services rendered and uses occurring on and after that date in accordance with
applicable transitional provisions in Sections 1106 and 1217 of the New York Tax Law.

CA-197-13
ca/G-1594-A
10/11/13
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution
with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013,
and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereto set my hand and seal of said Legislature this 5th day of December 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☒ Other (explain).

Identify Line Items(s):

A.1331.11100 Sales & Use Tax

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

According to information from The New York State Energy Research and Development Authority (NYSERDA) Solar equipment installation sales totaled approximately \$5.7M in 2012. If this resolution is adopted, the impact to sales tax as a result of the exemption is projected at a loss of (\$215,000) in 2014 and is currently included in the sales tax projection for the 2014 Tentative budget.

Prepared by: Jessica White, Budget Office

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*	✓	
District 6 - Town of Poughkeepsie	Flesland*	✓	
District 10 - City of Poughkeepsie	Jeter-Jackson*	✓	X (C)
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	✓	
District 7 - Town of Hyde Park	Perkins		✓
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓	X (C)
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	✓	
District 17 - Town and Village of Fishkill	Miccio (C)	✓	
District 22 - Town of Beekman	Hutchings (VC)	✓	
District 24 - Towns of Dover and Union Vale	Surman	✓	

Present:

11

Resolution:

✓

Total :

10

1

Absent:

1

Motion:

—

Yes

No

Vacant:

0

Abstentions:

0

2013358 LEGISLATURE OF THE COUNTY OF DUTCHESS, EXEMPTING FROM SALES AND COMPENSATING USE TAXES RESIDENTIAL SOLAR ENERGY SYSTEMS EQUIPMENT AND INSTALLATION SERVICES DESCRIBED IN SUBDIVISION (ee) OF SECTION 1115 OF THE NEW YORK TAX LAW AND COMMERCIAL SOLAR ENERGY SYSTEMS EQUIPMENT AND INSTALLATION SERVICES DESCRIBED IN SUBDIVISION (ii) OF SECTION 1115 OF THE NEW YORK TAX LAW, PURSUANT TO THE AUTHORITY OF ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK.

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		✓
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: 20
 Motion: 1

Total: 23
 Yes: 23
 No: 1
 Abstentions: 0

D Borchert / AMac Table

2013358 LEGISLATURE OF THE COUNTY OF DUTCHESS, EXEMPTING FROM SALES AND COMPENSATING USE TAXES RESIDENTIAL SOLAR ENERGY SYSTEMS EQUIPMENT AND INSTALLATION SERVICES DESCRIBED IN SUBDIVISION (ee) OF SECTION 1115 OF THE NEW YORK TAX LAW AND COMMERCIAL SOLAR ENERGY SYSTEMS EQUIPMENT AND INSTALLATION SERVICES DESCRIBED IN SUBDIVISION (ii) OF SECTION 1115 OF THE NEW YORK TAX LAW, PURSUANT TO THE AUTHORITY OF ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK.

Date: December 5, 2013

Discussion on Resolution 2013358 resulted as follows:

Legislator Borchert, duly seconded by Legislator MacAvery, moved to table the foregoing resolution, unanimously carried, with Legislator Tyner being the only no vote.

RESOLUTION NO. 2013359

RE: LEVY OF DELINQUENT VILLAGE TAXES

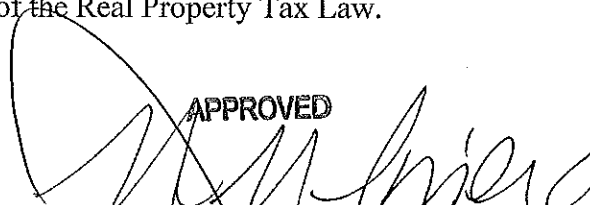
Legislators MICCIO and BORCHERT offer the following and move its adoption:

WHEREAS, pursuant to 1442(3) of the Real Property Tax Law, the account and certificate(s) of delinquent village taxes have been received by the Commissioner of Finance now therefore, be it

RESOLVED, that the account and certificate(s) of delinquent village taxes for the year 2013-2014 as reported to the Commissioner of Finance pursuant to 1442(3) of the Real Property Tax Law, be accepted and is hereby directed that the amount of such delinquent taxes as of December 11, 2013, together with seven (7%) per cent of the amount in addition thereto, be relieved on the real property on which the same is imposed. When collected, the same shall be considered due and owing to the Commissioner of Finance to reimburse the County for the amount advanced, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to pay the village treasurer, the amount of the returned delinquent village taxes in accordance with the provisions of 1442(3) of the Real Property Tax Law.

CA-234-13
PB/CM/deb/ca
10/26/13
Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 12/16/2013

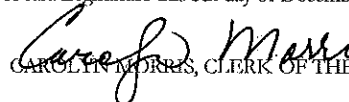
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	<input checked="" type="checkbox"/>	<input type="checkbox"/>
District 3 - Town of LaGrange	Borchert*	<input type="checkbox"/>	<input type="checkbox"/>
District 6 - Town of Poughkeepsie	Flesland*	<input type="checkbox"/>	<input type="checkbox"/>
District 10 - City of Poughkeepsie	Jeter-Jackson*	<input type="checkbox"/>	<input type="checkbox"/>
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	<i>absent</i>	<input type="checkbox"/>
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<input type="checkbox"/>	<input type="checkbox"/>
District 7 - Town of Hyde Park	Perkins	<input type="checkbox"/>	<input type="checkbox"/>
District 11 - Towns of Rhinebeck and Clinton	Tyner	<input type="checkbox"/>	<input type="checkbox"/>
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	<input type="checkbox"/>	<input type="checkbox"/>
District 17 - Town and Village of Fishkill	Miccio (C)	<input type="checkbox"/>	<input type="checkbox"/>
District 22 - Town of Beekman	Hutchings (VC)	<input type="checkbox"/>	<input type="checkbox"/>
District 24 - Towns of Dover and Union Vale	Surman	<input type="checkbox"/>	<input type="checkbox"/>

Present: 11
 Absent: 1
 Vacant: 0

Resolution: ☒
 Motion: ☐

Total : 11 0
 Yes No
 Abstentions: 0

2013359 LEVY OF DELINQUENT VILLAGE TAXES

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Absent: 1

Vacant: 0

Resolution: ☒

Motion: ☐

Total: 24 0

Yes No

Abstentions: 0

2013359 LEVY OF DELINQUENT VILLAGE TAXES

Date: December 5, 2013

Budget, Finance, & Personnel

RESOLUTION NO. 2013360

RE: LEVY OF DELINQUENT SCHOOL TAXES

Legislators MICCIO and BORCHERT offer the following and move its adoption:

WHEREAS, pursuant to 1330(2) of the Real Property Tax Law, the account and certificate(s) of delinquent school taxes have been received by the Commissioner of Finance now therefore, be it

RESOLVED, that the account and certificate(s) of delinquent school taxes for the year 2013-2014 as reported to the Commissioner of Finance pursuant to 1330(5) of the Real Property Tax Law, be accepted and is hereby directed that the amount of such delinquent taxes and the amount of delinquent taxes from a prior year which an owner elected to pay in installments as of December 11, 2013, together with seven (7%) per cent of the amount in addition thereto, be relieved on the real property on which the same is imposed. When collected, the same shall be considered due and owing to the Commissioner of Finance to reimburse the County for the amount advanced, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to pay the officer charged by law with the custody of school district moneys, the amount of the returned delinquent school taxes in accordance with the provisions of 1330(4)(5) of the Real Property Tax Law.

CA-233-13
PB/CM/deb/ca
10/26/13
Fiscal Impact: None

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 12/16/2013

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 22 - Town of Beekman	Hutchings (VC)		
District 24 - Towns of Dover and Union Vale	Surman		

Present:

11

Resolution: ✓

Total :

11

0

Absent:

0

Motion: _____

Yes

No

Vacant:

0

Abstentions:

0

2013360 LEVY OF DELINQUENT SCHOOL TAXES

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Resolution: ✓

Total: 24

0

Absent: 1

Motion: —

Yes

No

Vacant: 0

Abstentions: 0

2013360 LEVY OF DELINQUENT SCHOOL TAXES

Date: December 5, 2013

RESOLUTION NO. 2013361

RE: AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS
TO THE DEPARTMENT OF MENTAL HYGIENE (A.4320.42)

LEGISLATORS BOLNER, SERINO, HORTON, and PERKINS offer the following
and moves its adoption:

WHEREAS, Mental Health of America (MHA) provided services for the year 2012 pursuant to the allowable amount in the state funding letter and these services have been claimed on the agency's Consolidated Fiscal Reports, and

WHEREAS, the 2012 expenditures were not estimated/anticipated by the agency at the end of 2012 and, therefore, the expenditures were not encumbered, and

WHEREAS, New York State will pay 100 percent of the cost of the programs, and

WHEREAS, now that the Consolidated Fiscal Report has been received and the funding is available from NYS and in the contract, it is necessary to amend the 2013 Adopted County Budget to provide for the receipt and expenditure of these funds, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2013 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.4320.42.4400.4423	Contract agency-MHA	\$530,130
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REVENUES

Increase

A.4320.42.34900.07	MH State Aid – MHA	\$530,130
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CA-247-13

ca/G-0167

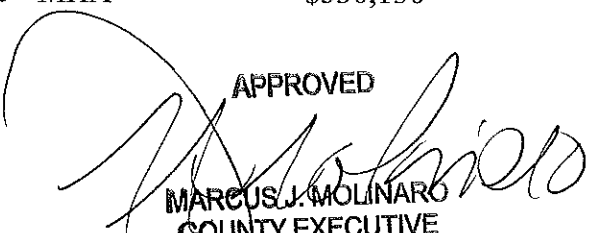
11/27/13 revised 12/3/13

Fiscal Impact: See attached statement

STATE OF NEW YORK

COUNTY OF DUTCHESS

ss:

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 12/10/2013

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 530,130

Total Current Year Revenue \$ 530,130
and Source

NYS OMH

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ 0

Nature/Reason:

Anticipated Savings to County: \$ 0

Net County Cost (this year): \$ 0

Over Five Years: \$ 0

Additional Comments/Explanation:

To allow for the full reimbursement of 2012's net deficit funding for Mental Health America, Inc (MHA) from 100% NY State Aid. Medicaid Revenue for 2012 was able to be deferred which allowed the claimable State Aid to be maximized. The additional amount that was able to be deferred is the amount that we are requesting. This amendment to the 2013 budget will allow for the receipt of the revenue from OMH and for the payment to the agency for these unencumbered funds.

Prepared by: Gerald A. Brisley, II, MBA, Acting Division Chief, Admin Operations

Family and Human Services Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	absent	
District 4 - Town of Hyde Park	Serino (VC)		
District 9 - City of Poughkeepsie	White		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 21 - Town of East Fishkill	Horton		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	absent	
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: <u>10</u>	Resolution: <u>✓</u>	Total : <u>10</u> <u>0</u>
Absent: <u>2</u>	Motion: <u> </u>	Yes No
Vacant: <u>0</u>		Abstentions: <u>0</u>

2013361 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF MENTAL HYGIENE (A.4320.42)

Date: December 3, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<i>absent</i>	
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 24 0
 Yes No
 Abstentions: 0

2013361 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF MENTAL HYGIENE (A.4320.42)

Date: December 5, 2013

Resolution No. 2013362

Commendation: Honorable Valentino T. Sammarco

The Dutchess County Legislature offers the following and moves its adoption:

WHEREAS, the Honorable Valentino T. Sammarco has announced his intent to retire on December 31, 2013, as the Dutchess County Family Court Judge, a position that he has held for the past eleven years, and

WHEREAS, Valentino T. Sammarco graduated from F.D. Roosevelt High School in 1961 and is a 1965 graduate of the United States Military Academy at West Point, was commissioned a second lieutenant in the U.S. Army Signal Corps thereafter graduating from Airborne School and Ranger School where he proudly earned his Parachute Wings and Ranger Tab, and

WHEREAS, Valentino T. Sammarco was first stationed in Fort Bragg, North Carolina in an airborne unit, and from July 1967 to July 1968 he served in South Vietnam as a communication officer with the 1st Battalion 27th Infantry, of the 25th Infantry Division, and

WHEREAS, upon Valentino's return to the United States he continued his military career achieving the grade of captain and was honorably discharged in 1971, then went on to earn his Juris Doctor Degree from Albany Law School of Union University in 1974, and

WHEREAS, Valentino T. Sammarco served in the Office of the Dutchess County Public Defender as Senior Deputy Public Defender from 1977 to 1981, then maintained a private practice from 1977-2003, and

WHEREAS, Valentino T. Sammarco was elected Town Justice of the Town of Hyde Park Justice Court where he served from 1985 to 2003, and

WHEREAS, the Honorable Valentino T. Sammarco was appointed by Governor George Pataki in 2003 to serve as Dutchess County Family Court Judge, successfully ran, and was elected in 2003 where he has held the post since, and was appointed by Chief Administrative Judge Jonathan Lippman in 2006 to serve as Acting Justice, Supreme Court, and

WHEREAS, Valentino is a member of the State and County Bar Associations, the State and County Magistrates Associations, and a member of the Poughkeepsie Elks, Italian Center and American Legion Post 1466, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend and congratulate the Honorable Valentino T. Sammarco, for his years of dedication to the justice system of the County of Dutchess and his service to our Country, and does hereby extend to Honorable Valentino T. Sammarco, its best wishes in all of his future endeavors.

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 5th day of December 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 5th day of December 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

RESOLUTION NO. 2013363

RE: LOCAL LAW NO. ____ OF 2014, A LOCAL LAW OF THE COUNTY OF DUTCHESS AMENDING LOCAL LAW NO. 3 OF 1990, AS AMENDED, GRANTING PARTIAL TAX EXEMPTION OF REAL PROPERTY OWNED BY CERTAIN PERSONS WITH LIMITED INCOME OF 65 YEARS OF AGE OR OVER

Legislators Kelsey and Flesland offer the following and move its adoption:

RESOLVED, that this Legislature of the County of Dutchess adopt Local Law No. ____ of 2014, which has been submitted this day for consideration by said Legislature.

NO FURTHER ACTION WAS TAKEN IN 2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 10th day of March 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 10th day of March 2014.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. ____ OF 2014

RE: LOCAL LAW NO. ____ OF 2014, A LOCAL LAW OF THE COUNTY OF DUTCHESS AMENDING LOCAL LAW NO. 3 OF 1990, AS AMENDED, GRANTING PARTIAL TAX EXEMPTION OF REAL PROPERTY OWNED BY CERTAIN PERSONS WITH LIMITED INCOME OF 65 YEARS OF AGE OR OVER

BE IT ENACTED by the County Legislature of the County of Dutchess as follows:

SECTION 1.

This Local Law is enacted pursuant to § 467 of Real Property Tax Law of the State of New York.

SECTION 2.

Section 1, subsection (b) of Local Law No. 3 of 1990, amended by Local Law No. 1 of 1991, Local Law No. 7 of 1992, Local Law No. 7, 1994, Local Law No. 3 of 1997, Local Law No. 9 of 2000 and Local Law No. 1 of 2005 is further amended to read as follows:

(b) The income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption shall not exceed the amounts set forth in the following schedule:

<u>Annual Income Ranges</u>	<u>Exemption</u>
<u>Percentage</u>	
(1) \$29,000 or less	50%
(2) More than \$29,000 but less than \$30,000	45%
(3) \$30,000 or more but less than \$31,000	40%
(4) \$31,000 or more but less than \$32,000	35%
(5) \$32,000 or more but less than \$32,900	30%
(6) \$32,900 or more but less than \$33,800	25%

(7)	\$33,800 or more but less than \$34,700	20%
(8)	\$34,700 or more but less than \$35,600	15%
(9)	\$35,600 or more but less than \$36,500	10%
(10)	\$36,500 or more but less than \$37,400	5%

SECTION 3.

All other provisions of Local Law No. 3 1990, as previously amended by Local Law No. 1 of 1991, Local Law No. 7 of 1992, Local Law No. 7 of 1994, and Local Law No. 3 of 1997, and Local Law No. 9 of 2000 and Local Law No. 1 of 2005, shall otherwise remain in full force and effect.

SECTION 4.

This Local Law shall become effective upon the filing in the office of the Secretary of State and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after March 1, 2014.

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

SEE ATTACHED FISCAL IMPACT INFORMATION PROVIDED BY ERIC AXELSEN, FINANCE/REAL PROPERTY TAX
DIVISION DIRECTOR


Prepared by: Valerie J. Sommerville, Budget Director



COUNTY OF DUTCHESS
DEPARTMENT OF FINANCE
REAL PROPERTY TAX SERVICES DIVISION

Memo

TO: Valerie J. Sommerville, Budget Director

FROM: Eric Axelsen, Finance/RPT Director 

DATE: December 13, 2013

RE: Property Tax Exemptions

I am responding to your request for a fiscal impact for the property tax exemptions increased to the maximum allowed by law for seniors, veterans and the disabled as proposed by the Legislature.

There are several complexities and unknowns with these exemptions making it difficult to project the impact with any real degree of certainty. Most notably, it is impossible to predict how many property owners who currently are not eligible for an exemption would become eligible if exemption thresholds were increased. Also, we don't know how many property owners will turn 65 and become eligible for the senior exemption. There is interrelation between exemptions that complicates the issue even further. There are many scenarios between the current exemptions and under the maximum that could be considered. The attached information provides an estimated bare minimum fiscal impact if the exemptions were increased to the maximum allowed by law, with the actual impact likely to be more, possibly much more.

It's important to note some general information concerning the county's tax base, property tax levy, and property tax rate, as well as the overall impact of maximizing these exemptions. Increasing the number and/or magnitude of exemptions has no impact on the property tax levy. The levy is the total amount to be collected from property taxpayers. This figure is dependent on the county budget, not on the value of real estate.

However, an increase to exemptions will decrease the tax base. The tax base is the total full taxable value of the County's real estate. It is the full value of real estate less the full value of exemptions. At a given levy, increasing exemptions results in an increase in the tax rate in order to collect the same amount of tax levy dollars. The property tax rate is the amount per \$1,000 of full value that property owners pay in property taxes. Taxes not collected due to an exemption are redistributed. The

redistribution of taxes cannot be made uniform due to the limitations placed on exemptions by Real Property Tax Law. Not all persons currently receiving these exemptions would see an increase in their exemption value if ceilings were increased. Increasing income ceilings will not help seniors already receiving a 50% exemption. Most likely those who receive lower exemption percentages now would still see an increase in taxes. Increasing the ceilings for veterans will not help those whose exemptions are already at 15% (or 25% for combat vets) of their home's assessment. These taxpayers would also see an increase in their taxes.

If all four exemptions were increased to the maximum, the property tax rate would minimally increase by 2 cents from the proposed rate of \$3.65 per \$1,000 of full value to \$3.67 per \$1,000 of full value. On average, a property owner with an assessed home value of \$250,000 would see an increase of about \$5 in property taxes. Again, this is the minimum impact for an average value home; most will pay more. The attached analysis shows the estimated minimum reduction in the tax base and the estimated tax dollars redistributed for each exemption.

The bottom line is every property taxpayer, with or without an exemption, would be impacted by the increase to the tax rate. Importantly, property owners who are already receiving the maximum exemption or who receive no exemption would actually see an increase in their taxes, and these are the people who need the exemption most.

Since 2008, the county's tax base has declined by \$8.8 billion from \$38.4 billion to \$29.6 billion. Maximizing exemptions would effectively shrink the county's tax base even further.

Attachment

Senior Property Tax Exemption Scenarios

	Ceiling for 50% Exemption	Sliding Scale Down to	Number of Exemptions	Reduction of Tax Base	Income Less Than This Gets an Exemption
Current Exemption	\$24,000	20%	2,518	212,598,723	\$29,700
Increased Exemption	\$24,000	5%	2,759	217,486,194	\$32,400
Maximum Exemption	\$29,000	5%	2,998	257,174,785	\$37,400

Reduction in Taxable Value from Current Status: (44,576,062)

Tax Dollars Redistributed: \$162,703

This analysis represents a "floor" value. It is highly likely the number and magnitude of exemptions would be higher. These estimates are based on exemptions where the assessors have used the "Income Calculator" tool within RPS. There are approximately 300 Seniors exemptions where the assessors did not use the tool, so those exemptions would not have been updated. It is impossible to estimate an updated value of those exemptions.

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County

~~City~~

of Dutchess

~~Town~~

~~Village~~

Local Law No. 1 of the year 2005.

A local law Further Amending Local Law No. 3 of 1990, Granting
(Insert Title)

Partial Tax Exemption of Real Property Owned by Certain

Persons with Limited Income of 65 Years of Age or Older

Be it enacted by the Legislature of the
(Name of Legislative Body)

County

~~City~~

of Dutchess

~~Town~~

~~Village~~

as follows:

Section 1. LEGISLATIVE AUTHORIZATION.

This local law is enacted pursuant to Section 467 of the Real Property Tax Law of the State of New York.

Section 2.

Section 1, subsection (b) of Local Law No. 3 of 1990, amended by Local Law No. 1 of 1991, Local Law No. 7 of 1992, Local Law 7, 1994, Local Law No. 3 of 1997, and Local Law No. 9 of 2000 is further amended to read as follows.

- (b) The income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption shall not exceed the amounts set forth in the following schedule:

<u>Annual Income</u>	<u>Percentage Assessed Valuation Exempt from Taxation</u>
\$0 to \$24,000	
more than \$24,000	50% but less than \$25,000
\$25,000 or more	45% but less than \$26,000
\$26,000 or more	40% but less than \$27,000
\$27,000 or more	35% but less than \$27,900
\$27,900 or more	30% but less than \$28,800
\$28,800 or more	25% but less than \$29,700
\$29,700 or more	20%
	0%

Section 3.

All provision of Local Law No. 3 of 1990, as previously amended by Local Law No. 1 of 1991, Local Law No. 7 of 1992, Local Law No. 7 of 1994, and Local Law No. 3 of 1997, and Local Law No. 9 of 2000, shall remain in full force and effect.

Section 4.

This local law shall take effect immediately upon filing with the Secretary of State and shall apply to assessment rolls prepared on the basis of taxable statue dates occurring on or after March 1, 2005.

Use this Form for Filing your Local Law with the Secretary of State

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County

~~City~~
~~Town~~

~~Village~~

ofDutchess.....

Local Law No.3..... of the year 19 90.....

A local law..Amending Local Law No. 5 of 1966, Being A Local Law Granting
Partial Tax Exemption Of Real Property (Insert title) Owned by Certain Persons With
Limited Income Who Are Sixty-Five (65) Years of Age Or Over And
Repealing Subsequent Amendments To Said Local Law No. 5 of 1966.

Be it enacted by theCounty Legislature..... of the
(Name of Legislative Body)

County

~~City~~
~~Town~~

~~Village~~

of .Dutchess..... as follows:

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF DUTCHESS AS FOLLOWS:

Section 1:

Section 2 of Local Law No. 5 of 1966 is amended to read as follows:

a) Real property owned by one or more persons, each of whom is sixty-five (65) years of age or over, or real property owned by husband and wife, one of whom is sixty-five (65) years of age or over, shall be exempt from County taxes to the extent of fifty (50) per centum of the assessed valuation to the extent provided in the schedule set forth in subdivision (b) hereof.

b) The income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption shall not exceed the amounts set forth in the following schedule:

<u>ANNUAL INCOME</u>	<u>PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION</u>
\$12,025 or less	50%
More than \$12,025 but less than \$12,625	45%
\$12,625 or more but less than \$13,225	40%
\$13,225 or more but less than \$13,825	35%
\$13,825 or more but less than \$14,425	30%
\$14,425 or more but less than \$15,025	25%
\$15,025 or more but less than \$15,625	20%
More than \$15,625	0%

c) All other restrictions, definitions and requirements of

Section 2:

- a) Local Law No. 4 of 1971 is hereby repealed
- b) Local Law No. 7 of 1972 is hereby repealed
- c) Local Law No. 6 of 1974 is hereby repealed
- d) Local Law No. 7 of 1977 is hereby repealed
- e) Local Law No. 6 of 1979 is hereby repealed
- f) Local Law No. 6 of 1980 is hereby repealed
- g) Local Law No. 1 of 1983 is hereby repealed
- h) Local Law No. 13 of 1983 is hereby repealed
- i) Local Law No. 2 of 1987 is hereby repealed

Section 3:

This Local Law shall take effect on compliance with all statutes and requirements of law applicable to its passage.

Local Law FilingNEW YORK STATE DEPARTMENT OF STAT
162 WASHINGTON AVENUE, ALBANY, NY 1223

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County

~~XXX~~

of Dutchess

~~XXXX~~~~XXXXX~~

Local Law No. 1 of the year 19 91

A local law Amending Local Law No. 3 of 1990 Granting Partial Tax Exemption Real Property (Insert Title) Owned by Certain Persons With Limited Income Who Sixty-Five (65) Years of Age or Over

Be it enacted by the County Legislature of the
(Name of Legislative Body)

County

~~XXX~~

of Dutchess

~~XXXX~~~~XXXXX~~

as follows:

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF DUTCHESS AS
FOLLOWS:

SECTION 1:

Section 1, subdivision (b) of Local Law No. 3 of 1990 is amended to read as follows:

(b) The income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption shall not exceed the amounts set forth in the following schedule:

<u>ANNUAL INCOME</u>	<u>PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION</u>
\$15,000 or less	50%
More than \$15,000 but less than \$15,600	45%
\$15,600 or more but less than \$16,200	40%
\$16,200 or more but less than \$16,800	35%
\$16,800 or more but less than \$17,400	30%
\$17,400 or more but less than \$18,000	25%
\$18,000 or more but less than \$18,600	20%
\$18,600 or more	0%

SECTION 2:

All other provisions of Local Law No. 3 of 1990 shall remain in full force and effect.

SECTION 3:

This Local Law shall take effect immediately and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after January 1, 1991.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(1)

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
City
Town of Dutchess
Village

Local Law No. 7 of the year 19 92

A local law AMENDING LOCAL LAW NO. 3 OF 1990, BEING A LOCAL LAW GRANTING
~~PARTIAL (Later Title) TAX EXEMPTION OF REAL PROPERTY OWNED BY CERTAIN~~
PERSONS WITH LIMITED INCOMES WHO ARE SIXTY-FIVE (65) YEARS OF AGE OR OVER

Be it enacted by the County Legislature of the
(Name of Legislative Body)

County
City
Town of Dutchess as follows:
Village

BE IT ENACTED, by the Legislature of the County of Dutchess
as follows:

SECTION 1: LEGISLATIVE AUTHORIZATION

This local Law is enacted pursuant to Section 467 of the Real
Property Tax Law of the State of New York.

SECTION 2:

Section 1, subdivision (b) of Local Law No. 3 of 1990, amended
by Local Law No. 1 of 1991, is further amended to read as follows:

(b) The income of the owner or the combined income of the
owners of the property for the income tax year immediately preceding
the date of marking application for exemption shall not exceed the
amounts set forth in the following schedule:

ANNUAL INCOME	PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION
\$16,500 or less	50%
More than \$16,500 but less than \$17,100	45%
\$17,100 or more but less than \$17,700	40%
\$17,700 or more but less than \$18,300	35%
\$18,300 or more but less than \$18,900	30%
\$18,900 or more but less than \$19,500	25%
\$19,500 or more but less than \$20,100	20%
\$20,100 or more	0%

(If additional space is needed, attach pages the same size as this sheet, and number each.)

Local Law FilingNEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
City of Dutchess
Town
Village

Local Law No. 7 of the year 19 94

A local law Further Amending Local Law No. 3 of 1990, Granting Partial Tax Exemption
(Insert Title) of Real Property Owned by Certain Persons with Limited
Incomes Who Are Sixty-Five (65) Years of Age or Older.
Be it enacted by the County Legislature of the
(Name of Legislative Body)County
City of Dutchess as follows:
Town
Village

BE IT ENACTED by the County Legislature of the County of Dutchess as follows:

Section 1: LEGISLATIVE AUTHORIZATION

This local law is enacted pursuant to Section 467 of the Real Property Tax Law of the State of New York.

Section 2:

Section 1, subdivision (b) of Local Law No. 3 of 1990, amended by Local Law No. 1 of 1991 and Local Law No. 7 of 1992, is further amended to read as follows:

(b) The income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of marking application for exemption shall not exceed the amounts set forth in the following schedule:

ANNUAL INCOME	PERCENTAGE ASSESSED VALUATION EXEMPT FOR TAXATION
\$17,500 or less	50%
More than \$17,500 but less than \$18,500	45%
\$18,500 or more but less than \$19,500	40%
\$19,500 or more but less than \$20,500	35%
\$20,500 or more but less than \$21,400	30%
\$21,400 or more but less than \$22,300	25%
\$22,300 or more but less than \$23,200	20%
\$23,200 or more	0%

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(1)

Section 3:

All other provisions of Local Law No. 3 of 1990, as previously amended by Local Law No. 1 of 1991 and Local Law No. 7 of 1992, shall remain in full force and effect.

Section 4:

This local law shall take effect immediately and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after January 1, 1995.

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County

~~City~~

~~Town~~

~~Village~~

of DUTCHESS

Local Law No. 3 of the year 1997.

A local law FURTHER AMENDING LOCAL LAW NO. 3 OF 1990, GRANTING PARTIAL TAX
(Insert Title)
EXEMPTION OF REAL PROPERTY OWNED BY CERTAIN PERSONS WITH LIMITED
INCOME WHO ARE SIXTY-FIVE (65) YEARS OF AGE OR OVER.

Be it enacted by the COUNTY LEGISLATURE of the
(Name of Legislative Body)

County

~~City~~

~~Town~~

~~Village~~

of DUTCHESS as follows:

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF DUTCHESS AS
FOLLOWS:

SECTION 1: LEGISLATIVE AUTHORIZATION.

This local law is enacted pursuant to Section 467 of the Real
Property Tax Law of the State of New York.

SECTION 2:

Section 1, subdivision (b) of Local Law No. 3 of 1990, amended
by Local Law No. 1 of 1991, Local Law No. 7 of 1992 and Local Law
No. 7 of 1994, is further amended to read as follows:

(b) The income of the owner or the combined income of the
owners of the property for the income tax year immediately
preceding the date of making application for exemption shall not
exceed the amounts set forth in the following schedule:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

ANNUAL INCOME

PERCENTAGE ASSESSED
VALUATION EXEMPT
FROM TAXATION

\$18,500 or less	50%
More than \$18,500 but less than \$19,500	45%
\$19,500 or more but less than \$20,500	40%
\$20,500 or more but less than \$21,500	35%
\$21,500 or more but less than \$22,400	30%
\$22,400 or more but less than \$23,300	25%
\$23,300 or more but less than \$24,200	20%
\$24,200 or more	0%

SECTION 3:

All other provisions of Local Law No. 3 of 1990, as previously amended by Local Law No. 1 of 1991, Local Law NO. 7 of 1992, and Local Law No. 7 of 1994, shall remain in full force and effect.

SECTION 4:

This Local Law shall take effect March 1, 1997 and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after March 1, 1997.

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
~~City~~ of Dutchess
~~Town~~
~~Village~~

Local Law No. 9 of the year 2000

A local law further amending Local Law No. 3 of 1990, granting partial tax
(Insert Title)
exemption of real property owned by certain persons with limited
income who are sixty-five (65) years of age or over.

Be it enacted by the County Legislature of the
(Name of Legislative Body)

County
~~City~~ of Dutchess as follows:
~~Town~~
~~Village~~

SECTION 1. LEGISLATIVE AUTHORIZATION.

This local law is enacted pursuant to Section 467 of the Real Property Tax Law of the State of New York.

SECTION 2.

Section 1, subdivision (b) of Local Law No. 3 of 1990, amended by Local Law No. 1 of 1991, Local Law No. 7 of 1992, Local Law No. 7 of 1994, and Local Law No. 3 of 1997, is further amended to read as follows:

(b) The income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption shall not exceed the amounts set forth in the following schedule:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

ANNUAL INCOME

PERCENTAGE
ASSESSED VALUATION
EXEMPT FROM
TAXATION

\$0 to \$20,500		50%
more than \$20,500	but less than \$21,500	45%
\$21,500 or more	but less than \$22,500	40%
\$22,500 or more	but less than \$23,500	35%
\$23,500 or more	but less than \$24,400	30%
\$24,400 or more	but less than \$25,300	25%
\$25,300 or more	but less than \$26,200	20%
\$26,200 or more		0%

SECTION 3.

All provisions of Local Law No. 3 of 1990, as previously amended by Local Law No. 1 of 1991, Local Law No. 7 of 1992, Local Law No. 7 of 1994, and Local Law No. 3 of 1997, shall remain in full force and effect.

SECTION 4.

This local law shall take effect immediately upon filing with the Secretary of State and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after March 1, 2001.

The foregoing local law Resolution No. 2013363 was laid on desks on December 5, 2014. No further action was taken in 2013.

Laid on Desks 12-5-13
GOVERNMENT SERVICES & ADMINISTRATION
NO FURTHER ACTION WAS TAKEN IN 2013

RESOLUTION NO. 2013364

RE: LOCAL LAW NO. ____ OF 2014, A LOCAL LAW OF THE COUNTY OF
DUTCHESS AMENDING LOCAL LAW NO. 6 OF 2012, PROVIDING AN
EXEMPTION FROM TAXATION BY THE COUNTY OF DUTCHESS TO
PERSONS WITH DISABILITIES AND LIMITED INCOMES

Legislators Kelsey and Flesland offer the following and move its adoption:

RESOLVED, that this Legislature of the County of Dutchess adopt Local Law No. ____
of 2014, which has been submitted this day for consideration by said Legislature.

NO FURTHER ACTION WAS TAKEN IN 2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 10th day of March 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 10th day of March 2014.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. ____ OF 2014

RE: LOCAL LAW NO. ____ OF 2014, A LOCAL LAW OF THE COUNTY OF DUTCHESS AMENDING LOCAL LAW NO. 6 OF 2012, PROVIDING AN EXEMPTION FROM TAXATION BY THE COUNTY OF DUTCHESS TO PERSONS WITH DISABILITIES AND LIMITED INCOMES

BE IT ENACTED by the County Legislature of the County of Dutchess as follows:

SECTION 1.

This Local Law is enacted pursuant to § 459-c of Real Property Tax Law of the State of New York.

SECTION 2.

Section 3, "Exemption" Sections A and B (1) of Local Law No. 6 of 2012 are amended to read as follows:

A. Real property situate within the bounds of Dutchess County, New York owned by husband, wife or both, or by siblings at least one of whom has a disability, or real property owned by one or more persons, some whom qualify under Real Property Tax Law § 459-c and the others of whom qualify under Real Property Tax Law § 467, and whose income, as hereafter defined is limited by reason of such disability shall be exempt from taxation for real estate taxes to be levied by the County for the year 2015 and thereafter by the percentage of exemption hereinafter specified for the annual income ranges listed below to the extent of 50 percent of the assessed valuation thereof. Such exemption shall be based upon and be computed after all other partial exemptions allowed by law have been subtracted from the total amount assessed:

<u>Annual Income Ranges</u>	<u>Exemption</u>
<u>Percentage</u>	
(1) \$29,000 or less	50%
(2) More than \$29,000 but less than \$30,000	45%
(3) \$30,000 or more but less than \$31,000	40%
(4) \$31,000 or more but less than \$32,000	35%
(5) \$32,000 or more but less than \$32,900	30%
(6) \$32,900 or more but less than \$33,800	25%
(7) \$33,800 or more but less than \$34,700	20%
(8) \$34,700 or more but less than \$35,600	15%
(9) \$35,600 or more but less than \$36,500	10%
(10) \$36,500 or more but less than \$37,400	5%

B. If the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption exceeds the sum of \$37,400. Where title is vested in either the husband or the wife, their combined income may not exceed such sum, except where the husband or wife, or ex-husband or ex-wife, is absent from the property due to divorce, legal separation or abandonment, then only the income of the spouse or ex-spouse residing on the property shall be considered and may not exceed such sum. Such income shall include social security and retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset, which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from

self-employment, but shall not include a return of capital, gifts or inheritances or monies earned through employment in the federal foster grandparent program. In computing net rental income and net income from self-employment, no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income;

SECTION 3.

All other provisions of Local Law No. 6 of 2012 shall otherwise remain in full force and effect.

SECTION 4.

This Local Law shall become effective upon the filing in the office of the Secretary of State and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after March 1, 2014.

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

SEE ATTACHED FISCAL IMPACT INFORMATION PROVIDED BY ERIC AXELSEN, FINANCE/REAL PROPERTY TAX
DIVISION DIRECTOR

Prepared by: Valerie J. Sommerville, Budget Director

MARCUS J. MOLINARO
COUNTY EXECUTIVE



PAMELA BARRACK
COMMISSIONER

ERIC AXELSEN
DIRECTOR

COUNTY OF DUTCHESS

DEPARTMENT OF FINANCE
REAL PROPERTY TAX SERVICES DIVISION

Memo

TO: Valerie J. Sommerville, Budget Director

FROM: Eric Axelsen, Finance/RPT Director 

DATE: December 13, 2013

RE: Property Tax Exemptions

I am responding to your request for a fiscal impact for the property tax exemptions increased to the maximum allowed by law for seniors, veterans and the disabled as proposed by the Legislature.

There are several complexities and unknowns with these exemptions making it difficult to project the impact with any real degree of certainty. Most notably, it is impossible to predict how many property owners who currently are not eligible for an exemption would become eligible if exemption thresholds were increased. Also, we don't know how many property owners will turn 65 and become eligible for the senior exemption. There is interrelation between exemptions that complicates the issue even further. There are many scenarios between the current exemptions and under the maximum that could be considered. The attached information provides an estimated bare minimum fiscal impact if the exemptions were increased to the maximum allowed by law, with the actual impact likely to be more, possibly much more.

It's important to note some general information concerning the county's tax base, property tax levy, and property tax rate, as well as the overall impact of maximizing these exemptions. Increasing the number and/or magnitude of exemptions has no impact on the property tax levy. The levy is the total amount to be collected from property taxpayers. This figure is dependent on the county budget, not on the value of real estate.

However, an increase to exemptions will decrease the tax base. The tax base is the total full taxable value of the County's real estate. It is the full value of real estate less the full value of exemptions. At a given levy, increasing exemptions results in an increase in the tax rate in order to collect the same amount of tax levy dollars. The property tax rate is the amount per \$1,000 of full value that property owners pay in property taxes. Taxes not collected due to an exemption are redistributed. The

redistribution of taxes cannot be made uniform due to the limitations placed on exemptions by Real Property Tax Law. Not all persons currently receiving these exemptions would see an increase in their exemption value if ceilings were increased. Increasing income ceilings will not help seniors already receiving a 50% exemption. Most likely those who receive lower exemption percentages now would still see an increase in taxes. Increasing the ceilings for veterans will not help those whose exemptions are already at 15% (or 25% for combat vets) of their home's assessment. These taxpayers would also see an increase in their taxes.

If all four exemptions were increased to the maximum, the property tax rate would minimally increase by 2 cents from the proposed rate of \$3.65 per \$1,000 of full value to \$3.67 per \$1,000 of full value. On average, a property owner with an assessed home value of \$250,000 would see an increase of about \$5 in property taxes. Again, this is the minimum impact for an average value home; most will pay more. The attached analysis shows the estimated minimum reduction in the tax base and the estimated tax dollars redistributed for each exemption.

The bottom line is every property taxpayer, with or without an exemption, would be impacted by the increase to the tax rate. Importantly, property owners who are already receiving the maximum exemption or who receive no exemption would actually see an increase in their taxes, and these are the people who need the exemption most.

Since 2008, the county's tax base has declined by \$8.8 billion from \$38.4 billion to \$29.6 billion. Maximizing exemptions would effectively shrink the county's tax base even further.

Attachment

Limited Income Disability Property Tax Exemption Scenarios					
	Ceiling for 50% Exemption	Sliding Scale Down to	Number of Exemptions	Reduction of Tax Base	Income Less Than This Gets an Exemption
Current Exemption	\$24,000	5%	167	13,101,813	\$29,700
Maximum Exemption	\$29,000	5%	175	14,998,407	\$37,400

Reduction in Taxable Value from Current Status: (1,896,594)
Tax Dollars Redistributed: \$6,923

This analysis represents a "floor" value. It is highly likely the number and magnitude of exemptions would be higher. These estimates are based on exemptions where the assessors have used the "Income Calculator" tool within RPS. There are approximately 30 LTD Income exemptions where the assessors did not use the tool, so those exemptions would not have been updated. It is impossible to estimate an updated value of those exemptions.

Summary of both exemptions:

Reduction in Taxable Value from Current Status: (46,472,656)
Tax Dollars Redistributed: \$169,625

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

☒ County

☐ City of DUTCHESS

☐ Town

☐ Village

Local Law No. 6 of the year 20 12

A local law OF THE COUNTY OF DUTCHESS PROVIDING AN EXEMPTION FROM TAXATION

(Insert Title)

BY THE COUNTY TO PERSONS WITH DISABILITIES AND LIMITED INCOMES

Be it enacted by the COUNTY LEGISLATURE of the
(Name of Legislative Body)

☒ County

☐ City of DUTCHESS

☐ Town

☐ Village

as follows:

SECTION 1. PURPOSE.

This Local Law is enacted pursuant to the provisions of Section 459-c of the Real Property Tax Law of the State of New York to grant a partial exemption from County taxation to certain resident property owners of the County of Dutchess (the "County") with disabilities who have limited incomes.

SECTION 2. DEFINITIONS.

For purposes of this Local Law:

A. "Sibling" shall mean a brother or a sister, whether related through half blood, whole blood or adoption.

B. A "person with a disability" is one who has a physical or mental impairment, not due to current use of alcohol or illegal drugs, which substantially limits such person's ability to engage in one or more major life activities, such as caring for one's self, performing manual tasks, walking, seeing, hearing, speaking, breathing, learning and working, and who (i) is certified to receive Social Security Disability Insurance (SSDI) or Supplemental Security Income (SSI) benefits under the Federal Social Security Act, or (ii) is certified to receive Railroad Retirement Disability benefits under the Federal Railroad Retirement Act, or (iii) has received a certificate from the State Commission for the Blind and Visually Handicapped stating that such person is legally blind, or (iv) is certified to receive a United States

(If additional space is needed, attach pages the same size as this sheet, and number each.)

Postal Service disability pension or (v) is certified to receive a United States Department of Veterans Affairs disabled person pursuant to 38 U.S.C. §1521.

An award letter from the Social Security Administration or the Railroad Retirement Board or a certificate from the State Commission for the Blind and Visually Handicapped or an award letter from the United States Postal Service, or an award letter from United States Department of Veterans Affairs shall be submitted as proof of disability.

C. "Income tax year" shall mean the 12-month period for which the owner or owners filed a federal personal income tax return, or if no such return is filed, the calendar year.

SECTION 3. EXEMPTION.

A. Real property situate within the bounds of Dutchess County, New York, owned by husband, wife or both, or by siblings at least one of whom has a disability, or real property owned by one or more persons, some of whom qualify under Real Property Tax Law § 459-c and the others of whom qualify under Real property Tax Law § 467, and whose income, as hereafter defined, is limited by reason of such disability, shall be exempt from taxation for real estate taxes to be levied by the County for the year 2014 and thereafter by the percentage of exemption hereinafter specified for the annual income ranges listed below to the extent of 50 percent of the assessed valuation thereof. Such exemption shall be based upon and be computed after all other partial exemptions allowed by law have been subtracted from the total amount assessed:

<u>Annual Income Ranges</u>	<u>Exemption Percentage</u>
(1) \$24,000 or less	50%
(2) More than \$24,000 but less than \$25,000	45%
(3) \$25,000 or more but less than \$26,000	40%
(4) \$26,000 or more but less than \$27,000	35%
(5) \$27,000 or more but less than \$27,900	30%
(6) \$27,900 or more but less than \$28,800	25%
(7) \$28,800 or more but less than \$29,700	20%
(8) \$29,700 or more but less than \$30,600	15%
(9) \$30,600 or more but less than \$31,500	10%
(10) \$31,500 or more but less than \$32,400	5%

B. No exemption shall be granted:

1. If the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption exceeds the sum of \$32,400. Where title is vested in either the husband or the wife, their combined income may not exceed such sum, except where the husband or wife, or ex-husband or ex-wife, is absent from the property due to divorce, legal separation or abandonment, then only the income of the spouse or ex-spouse residing on the property shall be considered and may not exceed such sum. Such income shall include social security and retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset, which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from self-employment, but shall not include a return of capital, gifts or inheritances or monies earned through employment in the federal foster grandparent program. In computing net rental income and net income from self-employment, no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income;

2. Unless the property is used exclusively for residential purposes, provided, however, that in the event that any portion of such property is not so used exclusively for residential purposes but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section;

3. Unless the real property is the legal residence of and is occupied in whole or in part by the disabled person, except where the disabled person is absent from the residence while receiving health-related care as an inpatient of a residential health care facility, as defined in section 2801 of the Public Health Law, and provided that any income accruing to that person shall be considered income for the purposes of this section only to the extent that it exceeds the amount paid by such person or spouse, or sibling of such person for care in the facility.

C. No parcel may receive an exemption for the same municipal tax purpose pursuant to both this Local Law and "A Local Law of the County of Dutchess granting a Partial Exemption from Taxation to Certain Persons with Limited Income Sixty-five Years of Age or Older, as amended," pursuant to Real Property Tax Law § 467.

D. Notwithstanding any other provision of law to the contrary, the provisions of this Local Law shall apply to real property held in trust solely for the benefit of a person or persons who would otherwise be eligible for a real property tax exemption, pursuant to this Local Law, were such person or persons the owner or owners of such real property.

SECTION 4. APPLICATION FOR EXEMPTION.

A. Application for such exemption must be made annually by the owner or all of the owners of the property on forms to be by the New York State Department of Taxation and Finance, Office of Real Property Tax Services. Such applications shall furnish the information, and the forms are to be executed in the manner required or prescribed in such forms and shall be filed in the applicable assessor's office on or before taxable status date, provided, however, proof of a permanent disability need be submitted only in the year exemption pursuant to this section is first sought or the disability is first determined to be permanent.

B. At least sixty (60) days prior to the appropriate taxable status date the assessor shall mail to each person who was granted exemption pursuant to this section on the latest completed assessment roll an application form and a notice that such application must be filed on or before the taxable status date and be approved in order for the exemption to be granted. Failure to mail any such application form or notices or the failure of such person to receive any of the same shall not prevent the levy, collection and enforcement of the payment of the taxes on property owned by such person.

SECTION 5. SEPARABILITY.

Should any section, paragraph, sentence, clause or phrase of this Local Law be declared unconstitutional or unjust for any reason by a court of competent jurisdiction, the remainder of this Local Law shall not be affected thereby.

SECTION 6. EFFECTIVE DATE.

This Local Law shall take effect upon filing in the Secretary of State's Office and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after March 1, 2013.

The foregoing local law Resolution No. 2013364 was laid on desks on December 5, 2014. No further action was taken in 2013.

Laid on Desks 12-5-13
GOVERNMENT SERVICES & ADMINISTRATION
NO FURTHER ACTION WAS TAKEN IN 2013

RESOLUTION NO. 2013365

RE: LOCAL LAW NO. ____ OF 2014, A LOCAL LAW OF THE COUNTY OF DUTCHESS, AMENDING LOCAL LAW NO. 4 OF 1985, AS AMENDED, TO PROVIDE FOR AN INCREASE OF THE MAXIMUM EXEMPTION ALLOWABLE FOR VETERAN'S REAL PROPERTY TAX EXEMPTION

Legislators Kelsey and Flesland offer the following and move its adoption:

RESOLVED, that this Legislature of the County of Dutchess adopt Local Law No. ____ of 2014, which has been submitted this day for consideration by said Legislature.

NO FURTHER ACTION WAS TAKEN IN 2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 10th day of March 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 10th day of March 2014.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. ____ OF 2014

RE: LOCAL LAW NO. ____ OF 2014, A LOCAL LAW OF THE COUNTY OF DUTCHESS, AMENDING LOCAL LAW NO. 4 OF 1985, AS AMENDED, TO PROVIDE FOR AN INCREASE OF THE MAXIMUM EXEMPTION ALLOWABLE FOR VETERAN'S REAL PROPERTY TAX EXEMPTION

BE IT ENACTED by the County Legislature of the County of Dutchess as follows:

SECTION 1.

This Local Law is enacted pursuant to § 458-a of Real Property Tax Law of the State of New York.

SECTION 2.

Local Law No. 4 of 1985, as amended by Local Law No. 2 of 1997 and Local Law No. 2 of 2005 is further amended to authorize an increase in the maximum exemption allowable for war time Veterans, combat Veterans and disabled Veterans as defined by Real Property Tax Law § 458-a(2) to \$54,000.00, \$90,000.00 and \$180,000.00, respectively.

SECTION 3.

All other provisions of Local Law No. 4 of 1985, as amended by Local Law No. 2 of 1997 and Local Law No. 2 of 2005, shall otherwise remain in full force and effect.

SECTION 4.

This Local Law shall become effective upon the filing in the office of the Secretary of State and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after March 1, 2014.

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

SEE ATTACHED FISCAL IMPACT INFORMATION PROVIDED BY ERIC AXELSEN, FINANCE/REAL PROPERTY TAX
DIVISION DIRECTOR

Prepared by: Valerie J. Sommerville, Budget Director

MARCUS J. MOLINARO
COUNTY EXECUTIVE



PAMELA BARRACK
COMMISSIONER

ERIC AXELSEN
DIRECTOR

COUNTY OF DUTCHESS

DEPARTMENT OF FINANCE
REAL PROPERTY TAX SERVICES DIVISION

Memo

TO: Valerie J. Sommerville, Budget Director

FROM: Eric Axelsen, Finance/RPT Director 

DATE: December 13, 2013

RE: Property Tax Exemptions

I am responding to your request for a fiscal impact for the property tax exemptions increased to the maximum allowed by law for seniors, veterans and the disabled as proposed by the Legislature.

There are several complexities and unknowns with these exemptions making it difficult to project the impact with any real degree of certainty. Most notably, it is impossible to predict how many property owners who currently are not eligible for an exemption would become eligible if exemption thresholds were increased. Also, we don't know how many property owners will turn 65 and become eligible for the senior exemption. There is interrelation between exemptions that complicates the issue even further. There are many scenarios between the current exemptions and under the maximum that could be considered. The attached information provides an estimated bare minimum fiscal impact if the exemptions were increased to the maximum allowed by law, with the actual impact likely to be more, possibly much more.

It's important to note some general information concerning the county's tax base, property tax levy, and property tax rate, as well as the overall impact of maximizing these exemptions. Increasing the number and/or magnitude of exemptions has no impact on the property tax levy. The levy is the total amount to be collected from property taxpayers. This figure is dependent on the county budget, not on the value of real estate.

However, an increase to exemptions will decrease the tax base. The tax base is the total full taxable value of the County's real estate. It is the full value of real estate less the full value of exemptions. At a given levy, increasing exemptions results in an increase in the tax rate in order to collect the same amount of tax levy dollars. The property tax rate is the amount per \$1,000 of full value that property owners pay in property taxes. Taxes not collected due to an exemption are redistributed. The

redistribution of taxes cannot be made uniform due to the limitations placed on exemptions by Real Property Tax Law. Not all persons currently receiving these exemptions would see an increase in their exemption value if ceilings were increased. Increasing income ceilings will not help seniors already receiving a 50% exemption. Most likely those who receive lower exemption percentages now would still see an increase in taxes. Increasing the ceilings for veterans will not help those whose exemptions are already at 15% (or 25% for combat vets) of their home's assessment. These taxpayers would also see an increase in their taxes.

If all four exemptions were increased to the maximum, the property tax rate would minimally increase by 2 cents from the proposed rate of \$3.65 per \$1,000 of full value to \$3.67 per \$1,000 of full value. On average, a property owner with an assessed home value of \$250,000 would see an increase of about \$5 in property taxes. Again, this is the minimum impact for an average value home; most will pay more. The attached analysis shows the estimated minimum reduction in the tax base and the estimated tax dollars redistributed for each exemption.

The bottom line is every property taxpayer, with or without an exemption, would be impacted by the increase to the tax rate. Importantly, property owners who are already receiving the maximum exemption or who receive no exemption would actually see an increase in their taxes, and these are the people who need the exemption most.

Since 2008, the county's tax base has declined by \$8.8 billion from \$38.4 billion to \$29.6 billion. Maximizing exemptions would effectively shrink the county's tax base even further.

Attachment

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
~~xCity~~ ofDutchess.....
~~xTown~~
~~xVillage~~
Local Law No.4..... of the year 1985

A local law REPEALING LOCAL LAW NO. 3 OF 1984, A LOCAL LAW IN
.....
(Insert title)
RELATION TO ALTERNATIVE VETERANS EXEMPTION FROM
REAL PROPERTY TAXATION

Be it enacted by theDutchess County Legislature..... of the
(Name of Legislative Body)

County
~~City~~ ofDutchess..... as follows:
~~Town~~
~~Village~~

Section 1. The purpose of this local law is to repeal Local Law No. 3 of 1984 which provides that no exemption for real property taxes shall be granted pursuant to section 458-a of the Real Property Tax Law of the State of New York, so that subsequent to the passage of this local law the maximum exemption shall be granted to all eligible property owners for purposes of real property taxes levied for the County of Dutchess.

Section 2. Local Law No. 3 of 1984, be and the same is hereby repealed in its entirety.

Section 3. This Local Law shall take effect immediately upon its filing with the Secretary of State.

(If additional space is needed, please attach sheets of the same size as this and number each)

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County

~~CITY~~

~~TOWN~~

~~VILLAGE~~

of DUTCHESS

Local Law No. 2 of the year 1997.

A local law AMENDING LOCAL LAW NO. 4 OF 1985 TO PROVIDE FOR AN INCREASE OF THE
(Insert Title)
MAXIMUM EXEMPTION ALLOWABLE FOR VETERAN'S REAL PROPERTY TAX
EXEMPTION UNDER SECTION 485-A OF THE REAL PROPERTY TAX LAW.

Be it enacted by the COUNTY LEGISLATURE of the
(Name of Legislative Body)

County

~~CITY~~

~~TOWN~~

~~VILLAGE~~

of DUTCHESS as follows:

BE IT ENACTED by the County Legislature of the County of Dutchess as follows:

SECTION 1. LEGISLATIVE INTENT.

Notwithstanding any of the statutory maximums set forth in Subsections 2(a), (b) and (c) of Section 458-a of the Real Property Tax Law, Local Law No. 4 of 1985 is amended to increase the maximum exemptions allowable for Veterans' Real Property Tax Exemptions under Section 458-a of the Real Property Tax Law to be \$15,000, \$10,000 and \$50,000 for War Veterans, Combat Zone Veterans, and Veterans with a Service-Related Disability respectively.

SECTION 2. EFFECTIVE DATE.

This local law shall take effect immediately upon full compliance with all the requisite statutes and laws applicable to its adoption and promulgation.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County

~~City~~

of Dutchess

~~Town~~

~~Village~~

Local Law No. 2 of the year 2005.

A local law Amending Local Law No. 4 of 1985 as Amended to Provide for an
(Insert Title)
Increase of the Maximum Exemption Allowable for Veteran's Real
Property Tax Exemption Code § 458-A of the Real Property Tax Law

Be it enacted by the Legislature of the
(Name of Legislative Body)

County

Section 1 ~~City~~

of Dutchess

as follows:

~~Town~~

~~Village~~

The purpose of this law is to provide the maximum alternative exemption on real property assessments permitted under the Real Property Tax Law § 458-a to those eligible Veterans for purposes of real property taxes levied for the County of Dutchess.

Section 2:

Local Law No. 4 of 1985, as amended, be and the same is hereby amended.

Section 3:

This local law shall take effect immediately upon full compliance with all the requisite statutes and laws applicable to its adoption and promulgation, and following the filing with the Secretary of State.

The foregoing local law Resolution No. 2013365 was laid on desks on December 5, 2014. No further action was taken in 2013.

RESOLUTION NO. 2013366

RE: LOCAL LAW NO. ____ OF 2014, A LOCAL LAW OF THE COUNTY OF
DUTCHESS, AMENDING LOCAL LAW NO. 3 OF 2007, AS AMENDED, TO
PROVIDE FOR PARTIAL REAL PROPERTY TAX EXEMPTION FOR COLD
WAR VETERANS

Legislators Kelsey and Flesland offer the following and move its adoption:

RESOLVED, that this Legislature of the County of Dutchess adopt Local Law No. ____
of 2014, which has been submitted this day for consideration by said Legislature

NO FURTHER ACTION WAS TAKEN IN 2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 10th day of March 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 10th day of March 2014.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. ____ OF 2014

RE: LOCAL LAW NO. ____ OF 2014, A LOCAL LAW OF THE COUNTY OF DUTCHESS, AMENDING LOCAL LAW NO. 3 OF 2007, AS AMENDED, TO PROVIDE FOR PARTIAL REAL PROPERTY TAX EXEMPTION FOR COLD WAR VETERANS

BE IT ENACTED by the County Legislature of the County of Dutchess as follows:

SECTION 1.

This Local Law is enacted pursuant to § 458-b of Real Property Tax Law of the State of New York.

SECTION 2.

Section 2, subsection 2, paragraphs (a) and (b) amended to read as follows:

- (a) Qualifying residential real property shall be exempt from taxation to the extent of fifteen percent of the assessed value of such property; provided however, that such exemption shall not exceed thirty-six thousand dollars or the product of thirty-six thousand dollars multiplied by the latest state equalization rate of the assessing unit.
- (b) In addition to the exemption provided by the above paragraph (a), where the Cold War Veteran received a compensation rating from the United States Veterans Affairs or from the United States Department of Defense because of a service connected disability, qualifying residential real property shall be exempt from taxation to the extent of the product of the assessed value of such property, multiplied by fifty percent of the Cold War Veteran disability rating;

provided, however, that such exemption shall not exceed one hundred twenty thousand dollars, or the product of one hundred twenty thousand dollars multiplied by the latest state equalization rate for the assessing unit.

SECTION 3.

All other provisions of Local Law No. 3 of 2007, as previously amended by Local Law No. 3 of 2008, shall otherwise remain in full force and effect.

SECTION 4.

This Local Law shall become effective upon the filing in the office of the Secretary of State and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after March 1, 2014.

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

SEE ATTACHED FISCAL IMPACT INFORMATION PROVIDED BY ERIC AXELSEN, FINANCE/REAL PROPERTY TAX
DIVISION DIRECTOR

Prepared by: Valerie J. Sommerville, Budget Director

MARCUS J. MOLINARO
COUNTY EXECUTIVE



PAMELA BARRACK
COMMISSIONER

ERIC AXELSEN
DIRECTOR

COUNTY OF DUTCHESS

DEPARTMENT OF FINANCE
REAL PROPERTY TAX SERVICES DIVISION

Memo

TO: Valerie J. Sommerville, Budget Director

FROM: Eric Axelsen, Finance/RPT Director 

DATE: December 13, 2013

RE: Property Tax Exemptions

I am responding to your request for a fiscal impact for the property tax exemptions increased to the maximum allowed by law for seniors, veterans and the disabled as proposed by the Legislature.

There are several complexities and unknowns with these exemptions making it difficult to project the impact with any real degree of certainty. Most notably, it is impossible to predict how many property owners who currently are not eligible for an exemption would become eligible if exemption thresholds were increased. Also, we don't know how many property owners will turn 65 and become eligible for the senior exemption. There is interrelation between exemptions that complicates the issue even further. There are many scenarios between the current exemptions and under the maximum that could be considered. The attached information provides an estimated bare minimum fiscal impact if the exemptions were increased to the maximum allowed by law, with the actual impact likely to be more, possibly much more.

It's important to note some general information concerning the county's tax base, property tax levy, and property tax rate, as well as the overall impact of maximizing these exemptions. Increasing the number and/or magnitude of exemptions has no impact on the property tax levy. The levy is the total amount to be collected from property taxpayers. This figure is dependent on the county budget, not on the value of real estate.

However, an increase to exemptions will decrease the tax base. The tax base is the total full taxable value of the County's real estate. It is the full value of real estate less the full value of exemptions. At a given levy, increasing exemptions results in an increase in the tax rate in order to collect the same amount of tax levy dollars. The property tax rate is the amount per \$1,000 of full value that property owners pay in property taxes. Taxes not collected due to an exemption are redistributed. The

redistribution of taxes cannot be made uniform due to the limitations placed on exemptions by Real Property Tax Law. Not all persons currently receiving these exemptions would see an increase in their exemption value if ceilings were increased. Increasing income ceilings will not help seniors already receiving a 50% exemption. Most likely those who receive lower exemption percentages now would still see an increase in taxes. Increasing the ceilings for veterans will not help those whose exemptions are already at 15% (or 25% for combat vets) of their home's assessment. These taxpayers would also see an increase in their taxes.

If all four exemptions were increased to the maximum, the property tax rate would minimally increase by 2 cents from the proposed rate of \$3.65 per \$1,000 of full value to \$3.67 per \$1,000 of full value. On average, a property owner with an assessed home value of \$250,000 would see an increase of about \$5 in property taxes. Again, this is the minimum impact for an average value home; most will pay more. The attached analysis shows the estimated minimum reduction in the tax base and the estimated tax dollars redistributed for each exemption.

The bottom line is every property taxpayer, with or without an exemption, would be impacted by the increase to the tax rate. Importantly, property owners who are already receiving the maximum exemption or who receive no exemption would actually see an increase in their taxes, and these are the people who need the exemption most.

Since 2008, the county's tax base has declined by \$8.8 billion from \$38.4 billion to \$29.6 billion. Maximizing exemptions would effectively shrink the county's tax base even further.

Attachment

Effect of Increasing Alternative and Cold War Vets to Maximum Ceilings

RPTL §458-A & RPTL §458-B

			Current Exempt Value	Highest Limits Exempt Value	\$ change	% Change
A	Wartime (15%)	5,585	134,530,444	187,700,605	53,170,161	39.5%
B	Combat (25%)	4,308	169,245,747	232,251,838	63,006,091	37.2%
C	Total Exemptions	9,893	303,776,191	419,952,443	116,176,252	38.2%
D	With Disability	1,010	41,521,560	48,579,367	7,057,807	17.0%
E	Total §458-A		345,297,751	468,531,810	123,234,059	35.7%

Tax Dollars Redistributed \$449,804

F	Cold War	705	7,903,601	21,193,824	13,290,223	168.2%
G	With Disability	35	878,083	1,040,968	162,885	18.6%
H	Total §458-B		8,781,684	22,234,792	13,453,108	153.2%

Tax Dollars Redistributed \$49,104

Total 458-A + 458-B	10,598	354,079,435	490,766,602	136,687,167	38.6%
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Total Tax Dollars Redistributed \$498,908

Summary: There are 9,893 Alternative Veterans Exemptions.

1,010 of these Vets have an additional exemption due to a disability rating.

There are 705 Cold War Veterans exemptions.

35 of these Vets have an additional exemption due to a disability rating.

Increasing both the Alternative and Cold War Vets exemptions to their maximum would increase their values by 39.4% and **decrease the tax base by \$139, 551,804.**

Based on the 2013 assessment roll values.

Does not include counts for Vets in Cooperative Apartments.

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County

~~City~~

of Dutchess

~~Town~~

~~Village~~

Local Law No. 3 of the year 2007

A local law to Provide for a Partial Real Property Tax Exemption
(Insert Title)
for Cold War Veterans

Be it enacted by the County Legislature of the
(Name of Legislative Body)

County

~~City~~

of Dutchess

~~Town~~

~~Village~~

as follows:

BE IT ENACTED by the County Legislature of the County of Dutchess, State of New York as follows:

SECTION 1. LEGISLATIVE AUTHORIZATION.

This local law is authorized by the real property tax law section 458-b.

SECTION 2. PARTIAL EXEMPTION FOR COLD WAR VETERANS.

1. As used in this local law:

- (a) "Cold War veteran" means a person, male or female, who served on active duty for a period of more than three hundred sixty-five days in the United States armed forces, during the time period from September second, nineteen hundred forty-five to December twenty-sixth, nineteen hundred ninety-one, was discharged or released therefrom under honorable conditions and has been awarded the Cold War recognition certificate as authorized under Public Law 105-85, the 1998 National Defense Authorization Act.
- (b) "Armed forces" means the United States army, navy, marine corps, air force, and coast guard.
- (c) "Active duty" means full-time duty in the United States armed forces, other than active duty for training.

- (d) "Service connected" means, with respect to disability or death, that such disability was incurred or aggravated, or that the death resulted from a disability incurred or aggravated, in line of duty on active military, naval or air service.
 - (e) "Qualified owner" means a Cold War veteran, the spouse of a Cold War veteran, or the unremarried surviving spouse of a deceased Cold War veteran. Where property is owned by more than one qualified owner, the exemption to which each is entitled may be combined. Where a veteran is also the unremarried surviving spouse of a veteran, such person may also receive any exemption to which the deceased spouse was entitled.
 - (f) "Qualified residential real property" means property owned by a qualified owner which is used exclusively for residential purposes; provided, however, that in the event that any portion of such property is not used exclusively for residential purposes, but is used for other purposes, such portion shall be subject to taxation and only the remaining portion used exclusively for residential purposes shall be subject to the exemption provided by this local law. Such property shall be the primary residence of the Cold War veteran or the unremarried surviving spouse of a Cold War veteran; unless the Cold War veteran or unremarried surviving spouse is absent from the property due to medical reasons or institutionalization for up to five years.
 - (g) "Latest state equalization rate" means the latest final equalization rate established by the state board of real property services.
2. (a) Qualifying residential real property shall be exempt from taxation to the extent of fifteen percent of the assessed value of such property; provided however, that such exemption shall not exceed twelve thousand dollars or the product of twelve thousand dollars multiplied by the latest state equalization rate of the assessing unit.
- (b) In addition to the exemption provided by the above paragraph (a), where the Cold War veteran received a compensation rating from the United States veterans affairs or from the United States department of defense because of a service connected disability, qualifying residential real property shall be exempt from taxation to the extent of the product of the assessed value of such property, multiplied by fifty percent of the Cold War veteran disability rating; provided, however, that such exemption shall not exceed forty thousand dollars, or the product of forty thousand dollars multiplied by the latest state equalization rate for the assessing unit.
- (c) Limitations.
- (i) The exemption from taxation provided by this subdivision shall be applicable to county taxes.

- (ii) If a Cold War veteran receives the exemption under real property tax law section four hundred fifty-eight or four hundred fifty-eight-a, the Cold War veteran shall not be eligible to receive the exemption under this local law.
 - (iii) The exemption provided by the above paragraph (a) shall be granted for a period of ten years. The commencement of such ten year period shall be governed pursuant to this subparagraph. Where a qualified owner owns qualifying residential real property on the effective date of this local law, such ten year period shall be measured from the assessment roll prepared pursuant to the first taxable status date occurring on or after the effective date of this local law. Where a qualified owner does not own qualifying residential real property on the effective date of this local law, such ten year period shall be measured from the assessment roll prepared pursuant to the first taxable status date occurring at least sixty days after the date of purchase of qualifying residential real property; provided, however, that should the veteran apply for and be granted an exemption on the assessment roll prepared pursuant to a taxable status date occurring within sixty days after the date of purchase of residential real property, such ten year period shall be measured from the first assessment roll in which the exemption occurs. If, before the expiration of such ten year period, such exempt property is sold and replaced with other residential real property, such exemption may be granted pursuant to this subdivision for the unexpired portion of the ten year exemption period.
3. Application for exemption shall be made by the owner, or all of the owners, of the property on a form prescribed by the state board of real property services. The owner or owners shall file the completed form in the assessor's office on or before the first appropriate taxable status date. The owner or owners of the property shall be required to refile each year. Applicants shall refile on or before the appropriate taxable status date. Any applicant convicted of willfully making any false statement in the application for such exemption shall be subject to the penalties prescribed in the penal law.

SECTION 3. EFFECTIVE DATE.

This local law shall take effect January 3, 2008 and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after such date.

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

☒ County

☐ City of DUTCHESS

☐ Town

☐ Village

Local Law No. 3 of the year 20 08

A local law AMENDING LOCAL LAW NO. 3 OF 2007, A LOCAL LAW TO PROVIDE FOR
(Insert Title)
A PARTIAL REAL PROPERTY TAX EXEMPTION FOR COLD WAR VETERANS

Be it enacted by the LEGISLATURE of the
(Name of Legislative Body)

☒ County

☐ City of DUTCHESS

☐ Town

☐ Village

as follows:

SECTION 1. LEGISLATIVE AUTHORIZATION.

This local law is authorized by the real property tax law section 458-b.

SECTION 2. PARTIAL EXEMPTION FOR COLD WAR VETERANS.

Section 2, subsection 1, paragraphs (a) and (f), and subsection 3 of Local Law No. 3 of 2007 are amended to read as follows:

(a) "Cold War veteran" means a person, male or female, who served on active duty in the United States armed forces, during the time period from September second, nineteen hundred forty-five to December twenty-sixth, nineteen hundred ninety-one, and was discharged or released therefrom under honorable conditions.

(f) "Qualified residential real property" means property owned by a qualified owner which is used exclusively for residential purposes; provided, however, that in the event that any portion of such property is not used exclusively for residential purposes, but is used for other purposes, such portion shall be subject to taxation and only the remaining portion used exclusively for residential purposes shall be subject to the exemption provided by this local law. Such property shall be the primary residence of the Cold War veteran or the unremarried surviving spouse of a Cold War veteran, unless the Cold War veteran or unremarried surviving spouse is absent from the property due to medical reasons or institutionalization.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

3. Application for exemption shall be made by the owner, or all of the owners, of the property on a form prescribed by the state board of real property services. The owner or owners shall file the completed form in the assessor's office on or before the first appropriate taxable status date. The exemption shall continue in full force and effect for all appropriate subsequent tax years and the owner or owners of the property shall not be required to refile each year. Applicants shall be required to refile on or before the appropriate taxable status date if the percentage of disability percentage increases or decreases or may refile if other changes have occurred which affect qualification for an increased or decreased amount of exemption. Any applicant convicted of willfully making any false statement in the application for such exemption shall be subject to the penalties prescribed in the penal law.

SECTION 3. EFFECTIVE DATE.

This local law shall take effect immediately upon filing with the Secretary of State.

The foregoing local law Resolution No. 2013366 was laid on desks on December 5, 2014. No further action was taken in 2013.

On motion by Legislator Bolner, duly seconded by Legislator Flesland, and carried, the Rules were suspended to allow the public to address the Legislature on agenda and non-agenda items.

Greg Bentley expressed his gratitude for restoring the position of Director of Engineering.

No one else wishing to speak, on motion by Legislator Miccio, duly seconded by Legislator White and carried, the Regular Order of Business was resumed.

There being no further business, the Chairman adjourned the meeting at 12:32 a.m.